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TITLE 7—AGRICULTURE

Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices)

PART 52—PROCESSED FRUITS, VEGETABLES, AND OTHER PRODUCTS (INSPECTION, CERTIFICATION, AND STANDARDS)

SUBPART B—UNITED STATES STANDARDS FOR GRADES OF PROCESSED FRUITS, VEGETABLES, AND OTHER PRODUCTS [1]

On January 1, 1947, notice of proposed rule making was published in the FEDERAL REGISTER (12 F. R. 32) regarding the proposed issuance of United States Standards for Grades of Canned Tangerine Juice. After consideration of all relevant matters presented, including the proposals set forth in the aforesaid notice, the following United States standards for grades of canned tangerine juice are hereby promulgated pursuant to the provisions of the Department of Agriculture Appropriation Act, 1947 (Pub. Law 422, 79th Cong., approved June 22, 1946):

§ 52.667 *Canned tangerine juice*—(a) *Identity.* Canned tangerine juice is the undiluted, unfermented juice obtained from the matured fresh fruit of the mandarin orange (Citrus reticulata) which fruit has been properly washed; may be packed with or without the addition of sugar; and is sufficiently processed by heat to assure preservation of the product in hermetically sealed containers.

(b) *Grades of canned tangerine juice.* (1) "U. S. Grade A" or "U. S. Fancy" is the quality of canned tangerine juice that possesses a bright typical color; is practically free from defects; possesses a fine, distinct, normal canned tangerine juice flavor; and scores not less than 85 points when scored in accordance with the scoring system outlined herein. Canned tangerine juice of this grade meets the following requirements:

(i) *Brix.* Not less than 10.5 degrees Brix.

(ii) *Acid.* Not less than 0.75 gm. nor more than 1.4 gm. acid, calculated as anhydrous citric, per 100 ml. of juice.

(iii) *Recoverable oil.* Not more than 0.020 percent by volume of recoverable oil.

(iv) *Pulp.* Not more than 7 percent free and suspended pulp.

(2) "U. S. Grade C" or "U. S. Standard" is the quality of canned tangerine juice that possesses a good typical color; is fairly free from defects; possesses a good, normal canned tangerine juice flavor; and scores not less than 70 points when scored in accordance with the scoring system outlined herein. Canned tangerine juice of this grade meets the following requirements:

(i) *Brix.* Not less than 10.0 degrees Brix.

(ii) *Acid.* Not less than 0.65 gm. nor more than 1.6 gm. acid, calculated as anhydrous citric, per 100 ml. of juice.

(iii) *Recoverable oil.* Not more than 0.030 percent by volume of recoverable oil.

(iv) *Pulp.* Not more than 10 percent free and suspended pulp.

(3) "U. S. Grade D" or "Substandard" is the quality of canned tangerine juice that fails to meet the requirements of U. S. Grade C or U. S. Standard.

(4) Canned tangerine juice of any of the foregoing grades may be considered "sweetened" if packed with the addition of sugar and the juice tests not less than 13.5 degrees Brix.

(c) *Recommended fill of container.* It is recommended that canned tangerine juice occupy not less than 90 percent of the volume capacity of the container.

(d) *Ascertaining the grade.* The grade of canned tangerine juice may be ascertained by considering, in addition to the requirements of the respective grades, the following factors: Color, absence of defects, and flavor. The relative importance of each factor is expressed numerically on a scale of 100. The maximum number of points that may be given for each factor is:

	Points
(1) Color	20
(2) Absence of defects	40
(3) Flavor	40
Total score	100

(e) *Ascertaining the rating of each factor.* The essential variations within each factor are so described that the value may be ascertained for each factor and expressed numerically. The numerical range within each factor is inclusive (for example, the range "17 to 20 points" means 17, 18, 19, or 20 points).

(Continued on next page)

[1] The requirements of these standards shall not excuse failure to comply with the provisions of the Federal Food, Drug, and Cosmetic Act.

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FEDERAL REGISTER

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such in parentheses.

CODIFICATION GUIDE—Con.

(1) *Color.* (i) Canned tangerine juice that possesses a bright typical color may be given a score of 17 to 20 points. "Bright typical color" means that the tangerine juice possesses a bright yellow to yellow-orange color typical of freshly extracted juice and is free from traces of browning due to scorching, oxidation, caramelization, or other causes.

(ii) If the canned tangerine juice possesses a good typical color, a score of 14 to 16 points may be given. Canned tangerine juice that falls into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). "Good typical color" means that the tangerine juice possesses a typical yellow to yellow-orange color that may be slightly amber or show evidence of slight browning.

(iii) If the canned tangerine juice is definitely dull or off-color for any reason, a score of 0 to 13 points may be given. Canned tangerine juice that falls into this classification shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(2) *Absence of defects.* The factor of absence of defects refers to the degree of

freedom from particles of membrane, core, skin, seeds and seed particles, "rag," recoverable oil, residue, similar substances, or other defects.

(i) Canned tangerine juice that is practically free from defects may be given a score of 34 to 40 points. Canned tangerine juice that shows coagulation shall not be scored in this classification. "Practically free from defects" means that the juice may contain not more than 7 percent free and suspended pulp and that there may be present not more than 0.020 percent by volume of recoverable oil when determined in accordance with the methods outlined herein; and that the juice does not contain any noticeable seed particles, similar substances, or other defects.

(ii) If the canned tangerine juice is fairly free from defects, a score of 28 to 33 points may be given. Canned tangerine juice that shows more than a slight coagulation shall not be scored in this classification. Canned tangerine juice that falls into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). "Fairly free from defects" means that the juice may contain not more than 10 percent free and suspended pulp and that there may be present not more than 0.030 percent by volume of recoverable oil when determined in accordance with the methods outlined herein; and that seed particles, similar substances, or other defects may be noticeable but are not prominent.

(iii) Canned tangerine juice that fails to meet the requirements of subdivision (ii) of this subparagraph may be given a score of 0 to 27 points and shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(3) *Flavor.* (i) Canned tangerine juice that possesses a fine, distinct, normal canned tangerine juice flavor, free from traces of scorching, caramelization, oxidation, or terpene may be given a score of 34 to 40 points. To score in this classification canned tangerine juice shall meet the following additional requirements:

Canned tangerine juice tests not less than 10.5 degrees Brix.

Canned tangerine juice contains not less than 0.75 gm. nor more than 1.4 gm. acid, calculated as anhydrous citric, per 100 ml. of juice.

(ii) If the canned tangerine juice possesses a good normal canned tangerine juice flavor, having a slightly caramelized or an oxidized flavor, but not an objectionable flavor, a score of 28 to 33 points may be given. Canned tangerine juice that falls into this classification shall not be graded above U. S. Grade C or U. S. Standard, regardless of the total score for the product (this is a limiting rule). To score in this classification canned tangerine juice shall meet the following additional requirements:

Canned tangerine juice tests not less than 10 degrees Brix.

Canned tangerine juice contains not less than 0.65 gm. nor more than 1.6 gm. acid, calculated as anhydrous citric, per 100 ml. of juice.

(iii) If the canned tangerine juice fails to meet the requirements of subdivision (ii) of this subparagraph, or if the canned tangerine juice has the flavor of green fruit, is off flavor, or is distinctly unpalatable for any reason, a score of 0 to 27 points may be given. Canned tangerine juice that falls into this classification shall not be graded above U. S. Grade D or Substandard, regardless of the total score for the product (this is a limiting rule).

(f) *Explanation of terms.* (1) "10.5 degrees Brix", for example, means that the juice tests 10.5 degrees when tested with a Brix hydrometer, read at the proper temperature for the instrument used.

(2) "Normal canned tangerine juice flavor" means that the product is free from objectionable flavor or off flavor of any kind.

(3) "Free and suspended pulp" is determined by the following method:

(i) Graduated centrifuge tubes with a capacity of 50 ml. are filled with canned tangerine juice and placed in a suitable centrifuge. The speed is adjusted as indicated in Table No. I according to the diameter specified and the canned tangerine juice is centrifuged for exactly 10 minutes. As used herein, "diameter" means the over-all distance between the bottoms of opposing centrifuge tubes in operating position. After centrifuging, the milliliter reading at the top of the

OIL SEPARATORY TRAP

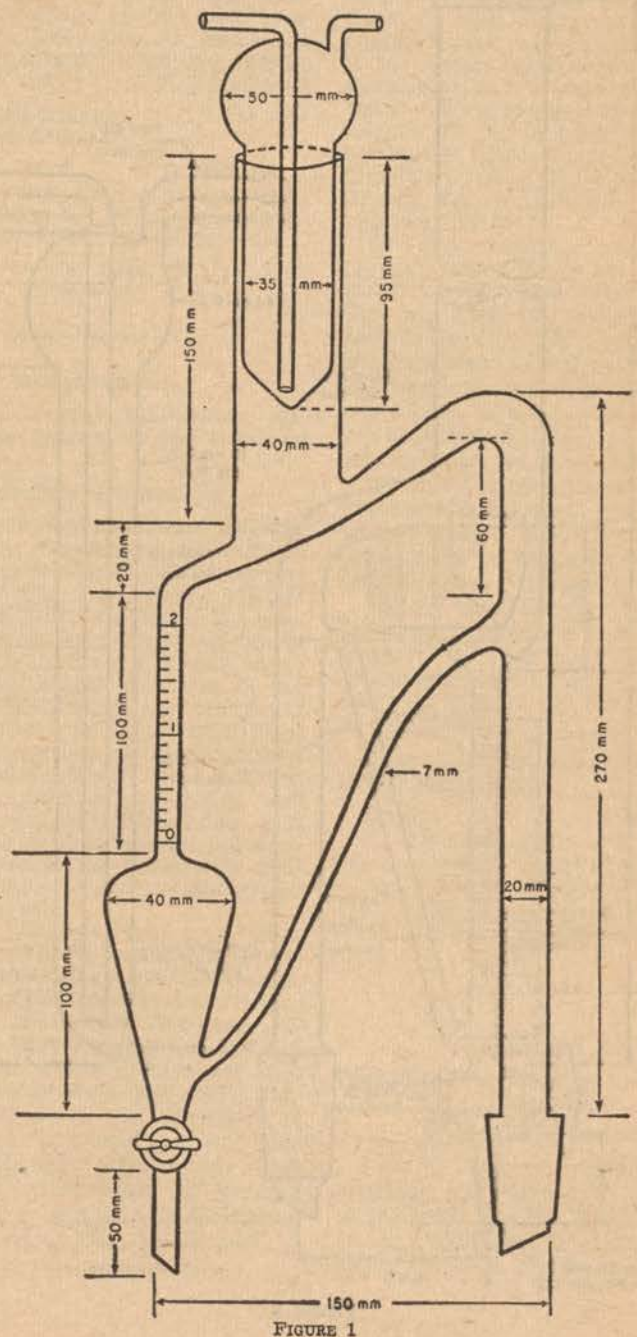

FIGURE 1

layer of pulp in the tube is multiplied by 2 to give the percentage of pulp.

TABLE I

Diameter	Approximate revolutions per minute	Diameter	Approximate revolutions per minute
10 inches	1,609	15¼ inches	1,292
10½ inches	1,570	16 inches	1,271
11 inches	1,534	16½ inches	1,252
11½ inches	1,500	17 inches	1,234
12 inches	1,468	17½ inches	1,216
12½ inches	1,438	18 inches	1,199
13 inches	1,410	18½ inches	1,182
13½ inches	1,384	19 inches	1,167
14 inches	1,359	19½ inches	1,152
14½ inches	1,336	20 inches	1,137
15 inches	1,313		

(4) "Acid" in canned tangerine juice is determined by titration with standard sodium hydroxide solution, using phenolphthalein as indicator. Acid is calculated as anhydrous citric acid.

(5) "Percent by volume of recoverable oil" in canned tangerine juice is determined by the following method:

(i) *Equipment.*

Oil Separatory trap similar to either of those illustrated in Figure 1 and Figure 2.
Gas burner or hot plate.
Ringstand and clamps.
Rubber tubing.
3-liter narrow-neck flask.

(ii) *Procedure.* Exactly 2 liters of canned tangerine juice are placed in a 3-liter flask. Close the stopcock, place distilled water in the graduated tube, run cold water through the condenser from bottom to top, and bring the juice to a boil. Boiling is continued for one hour at the rate of approximately 50 drops per minute. By means of the stopcock, lower the oil into the graduated portion of the separatory trap, remove the trap from the flask, allow it to cool, and record the amount of oil recovered.

The number of milliliters of oil recovered divided by 20 equals the percent by volume of recoverable oil.

(g) *Tolerance for certification of officially drawn samples.* (1) When certifying samples that have been officially drawn and which represent a specific lot of canned tangerine juice, the grade for such lot will be determined by averaging the total scores of all containers, if:

(i) Not more than one-sixth of the containers comprising the sample fails to meet all the requirements of the grade indicated by the average of such total scores, and with respect to such containers which fail to meet the requirements of the indicated grade by reason of a limiting rule, the average score of all containers in the sample for the factor, subject to such limiting rule, must be within the range for the grade indicated;

(ii) None of the containers comprising the sample falls more than 4 points below the minimum score for the grade indicated by the average of the total scores; and

(iii) All containers in the lot meet all applicable standards of quality promulgated under the Federal Food, Drug, and Cosmetic Act and in effect at the time of the aforesaid certification.

(h) *Score sheet for canned tangerine juice.*

Container size			
Container mark or identification			
Label			
Net weight (in avd. ounces) or fluid measure (fl. ounces)			
Vacuum (in inches)			
Density (degrees Brix)			
Percent pulp			
Anhydrous citric acid (grams/100 ml.)			
Percent recoverable oil (volume)			
Factors	**Score points**		
I. Color	20	(A) 17–20	
		(C) 14–16 [1]	
		(D) 0–13 [1]	
II. Absence of defects	40	(A) 34–40	
		(C) 28–33 [1]	
		(D) 0–27 [1]	
III. Flavor	40	(A) 34–40	
		(C) 28–33 [1]	
		(D) 0–27 [1]	
Total score	100		
Grade			

[1] Indicates limiting rule within classification.

(i) *Effective time.* The United States standards for grades of canned tangerine juice (which are the first issue) contained in this section shall become effective on and after 12:01 a. m., e. s. t., April 15, 1947.

(Pub. Law 422, 79th Cong, 11 F. R. 7713)

OIL SEPARATORY TRAP

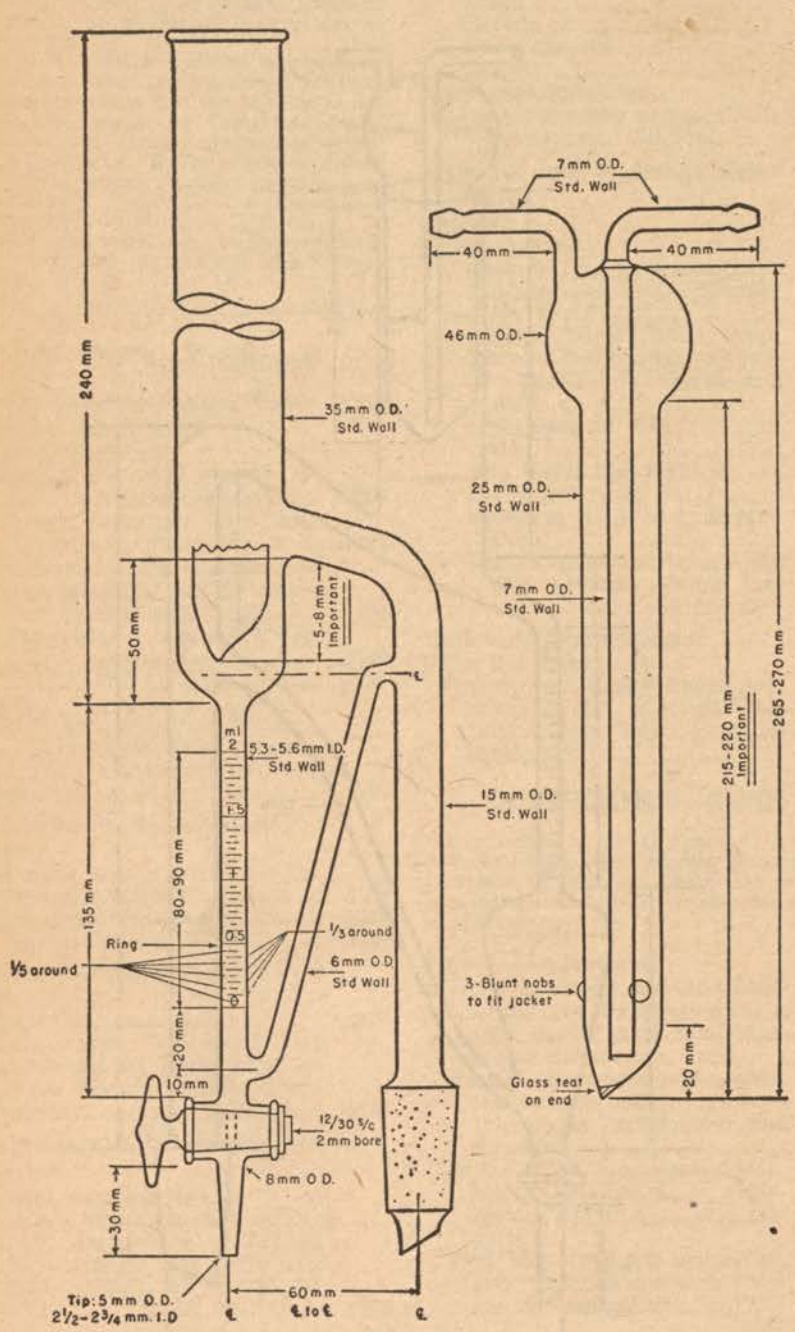

FIGURE 2

Done at Washington, D. C., this 12th day of March, 1947.

[SEAL] JESSE B. GILMER,
Administrator, Production and Marketing Administration.

[F. R. Doc. 47-2453; Filed, Mar. 14, 1947; 8:47 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

[Grapefruit Reg. 85]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN THE STATE OF FLORIDA

LIMITATION OF SHIPMENTS

§ 933.338 *Grapefruit Regulation 85*—(a) *Findings.* (1) Pursuant to the marketing agreement, as amended, and the order, as amended (7 CFR, Cum. Supp., 933.1 et seq.; 11 F. R. 9471), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of grapefruit, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

(b) *Order.* (1) During the period beginning at 12:01 a. m., e. s. t., March 17, 1947, and ending at 12:01 a. m., e. s. t., July 31, 1947, no handler shall ship:

(i) Any grapefruit of any variety, grown in the State of Florida, which grade U. S. No. 3, or lower than U. S. No. 3 grade (as such grades are defined in the United States standards for citrus fruits, as amended (11 F. R. 13239; 12 F. R. 1));

(ii) Any seeded grapefruit, other than pink grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 80 grapefruit, packed in accordance with the requirements of a standard pack (as such pack is defined in the aforesaid amended United States standards), in a standard box (as such box is defined in the standards for containers for citrus fruit established by the Florida Citrus Commission pursuant to section 3 of Chapter 20449, Laws of Florida, Acts of 1941 (Florida Laws Annotated § 595.09));

(iii) Any seedless grapefruit, other than pink grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 96 grapefruit, packed in accordance with the requirements of a standard pack (as such pack is defined in the aforesaid amended United States standards), in a standard box (as such box is defined in the aforesaid standards for containers for citrus fruit); or

(iv) Any pink grapefruit, grown in the State of Florida, which are of a size smaller than a size that will pack 126 grapefruit, packed in accordance with the requirements of a standard pack (as such pack is defined in the aforesaid amended United States standards), in a standard box (as such box is defined in the aforesaid standards for containers for citrus fruit).

(2) As used herein, "variety," "handler," and "ship" shall have the same meaning as is given to each such term in said amended marketing agreement and order. (48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 12th day of March 1947.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 47-2454; Filed, Mar. 14, 1947; 8:45 a. m.]

[Orange Reg. 114]

PART 933—ORANGES, GRAPEFRUIT, AND TANGERINES GROWN IN THE STATE OF FLORIDA

LIMITATION OF SHIPMENTS

§ 933.339 *Orange Regulation 114*—(a) *Findings.* (1) Pursuant to the amended marketing agreement and the order, as amended (7 CFR, Cum. Supp., 933.1 et seq.; 11 F. R. 9471), regulating the handling of oranges, grapefruit, and tangerines grown in the State of Florida, issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendations of the committees established under the aforesaid amended marketing agreement and order, and upon other available information, it is hereby found that the limitation of shipments of oranges, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

(b) *Order.* (1) During the period beginning at 12:01 a. m., e. s. t., March 17, 1947, and ending at 12:01 a. m., e. s. t., March 24, 1947, no handler shall ship:

(i) Any oranges, except Temple oranges, grown in the State of Florida, which grade U. S. No. 2, as such grade is defined in the United States standards for citrus fruits, as amended (11 F. R. 13239; 12 F. R. 1), if more than one-half of the surface in the aggregate is affected with discoloration;

(ii) Any oranges, except Temple oranges, grown in the State of Florida, which grade U. S. Combination Russet, U. S. No. 2 Russet, U. S. No. 3, or lower than U. S. No. 3 grade, as such grades are defined in the aforesaid amended United States standards;

(iii) Any oranges, except Temple oranges, grown in the State of Florida, which are of a size smaller than a size that will pack 288 oranges, packed in accordance with the requirements of a standard pack (as such pack is defined in the aforesaid amended United States standards), in a standard box (as such box is defined in the standards for containers for citrus fruit established by the Florida Citrus Commission pursuant to section 3 of Chapter 20449, Laws of Florida, Acts of 1941 (Florida Laws Annotated § 595.09));

(iv) Any oranges, except Temple oranges, grown in the State of Florida, which are of a size larger than a size that will pack 126 oranges, packed in accordance with the requirements of a standard pack (as such pack is defined in the aforesaid amended United States standards), in a standard box (as such box is defined in the aforesaid standards for containers for citrus fruit); or

(v) Any Temple oranges, grown in the State of Florida, which grade U. S. No. 3 or lower than U. S. No. 3, as such grades are defined in the aforesaid amended United States standards.

(2) As used herein, "handler" and "ship" shall have the same meaning as is given to each such term in said amended marketing agreement and order. (48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 12th day of March 1947.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

[F. R. Doc. 47-2455; Filed, Mar. 14, 1947; 8:45 a. m.]

[Orange Reg. 169]

PART 966—ORANGES GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 966.315 *Orange Regulation 169*—(a) *Findings.* (1) Pursuant to the provisions of the order (7 CFR, Cum. Supp., 966.1 et seq.) regulating the handling of oranges grown in the State of California

or in the State of Arizona issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Orange Administrative Committee, established under the said order, and upon other available information, it is hereby found that the limitation of the quantity of such oranges which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d sess.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which this regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

(b) *Order.* (1) The quantity of oranges grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., p. s. t., March 16, 1947, and ending at 12:01 a. m., p. s. t., March 23, 1947, is hereby fixed as follows:

(i) *Valencia oranges.* (*a*) Prorate Districts Nos. 1 and 2, no movement; and (*b*) Prorate District No. 3, unlimited movement.

(ii) *Oranges other than Valencia oranges.* (*a*) Prorate District No. 1, unlimited movement; (*b*) Prorate District No. 2, 1,300 carloads; and (*c*) Prorate District No. 3, unlimited movement.

(2) The prorate base of each handler who has made application therefor, as provided in the said order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference. The Orange Administrative Committee, in accordance with the provisions of the said order, shall calculate the quantity of oranges which may be handled by each such handler during the period specified in subparagraph (1) of this paragraph.

(3) As used herein, "handled," handler," "carloads," and "prorate base" shall have the same meaning as is given to each such term in the said order; and "Prorate District No. 1," "Prorate District No. 2," and "Prorate District No. 3" shall have the same meaning as is given to each such term in § 966.107 of the rules and regulations (11 F. R. 10258) issued pursuant to said order. (48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 13th day of March 1947.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[12:01 A. M. Mar. 16, 1947 to 12:01 A. M. Mar. 23, 1947]

ALL ORANGES OTHER THAN VALENCIA ORANGES

Prorate District No. 2

Handler	Prorate base (percent)
Total	100.0000
A. F. G. Alta Loma	.3580
A. F. G. Fullerton	.0515
A. F. G. Orange	.0565
A. F. G. Redlands	.3602
A. F. G. Riverside	.8634
Corona Plantation Co	1.0184
Hazeltine Packing Co	.0540
Signal Fruit Association	.7861
Azusa Citrus Association	1.0705
Azusa Orange Co., Inc	.1927
Damerel-Allison Co	1.2401
Glendora Mutual Orange Association	.5354
Irwindale Citrus Association	.3637
Puente Mutual Citrus Association	.0497
Valencia Heights Orchards Association	.2344
Glendora Citrus Association	.8249
Glendora Heights O. & L. Growers Association	.2123
Gold Buckle Association	3.5107
La Verne Orange Association, The	3.3620
Anaheim Citrus Fruit Association	.0000
Anaheim Valencia Orange Association	.0000
Eadington Fruit Co., Inc	.0000
Fullerton Mutual Orange Association	.0679
La Habra Citrus Association	.0000
Orange Co. Valencia Association	.0241
Orangethorpe Citrus Association	.0243
Placentia Coop. Orange Association	.0000
Yorba Linda Citrus Association, The	.0139
Alta Loma Heights Citrus Association	.4011
Citrus Fruit Growers	.7568
Cucamonga Citrus Association	.6442
Etiwanda Citrus Fruit Association	.2292
Mountain View Fruit Association	.1649
Old Baldy Citrus Association	.4495
Rialto Heights Orange Growers	.4083
Upland Citrus Association	2.3199
Upland Heights Orange Association	1.0685
Consolidated Orange Growers	.0000
Garden Grove Citrus Association	.0000
Goldenwest Citrus Association, The	.0000
Olive Heights Citrus Association	.0388
Santa Ana-Tustin Mutual Citrus Association	.0000
Santiago Orange Growers Association	.1386
Tustin Hills Citrus Association	.0000
Villa Park Orchards Association, Inc., The	.0000
Bradford Bros., Inc	.1586
Placentia Mutual Orange Association	.0000
Placentia Orange Growers Association	.0000
Call Ranch	.6709
Corona Citrus Association	.7990
Jameson Co	.3533
Orange Heights Orange Association	.9152
Break & Son, Allen	.2865
Bryn Mawr Fruit Growers Association	1.1087
Crafton Orange Growers Association	1.4149
E. Highlands Citrus Association	.4312
Fontana Citrus Association	.4518
Highland Fruit Growers Association	.6956
Krinard Packing Co	1.5181
Mission Citrus Association	.8138
Redlands Coop. Fruit Association	1.7954
Redlands Heights Groves	.9562
Redlands Orange Growers Association	1.2135

PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Redlands Orangedale Association	0.9961
Redlands Select Groves	.5549
Rialto Citrus Association	.5793
Rialto Orange Co	.3792
Southern Citrus Association	1.3043
United Citrus Growers	.7017
Zilen Citrus Co	.8913
Arlington Heights Fruit Co	.4888
Brown Estate, L. V. W	1.8204
Gavilan Citrus Association	1.7342
Hemet Mutual Groves	.3469
Highgrove Fruit Association	.7087
McDermot Fruit Co	1.6996
Mentone Heights Association	.8050
Monte Vista Citrus Association	1.1749
National Orange Co	.8769
Riverside Heights Orange Grs. Association	1.3290
Sierra Vista Packing Association	.7137
Victoria Ave. Citrus Association	2.4178
Claremont Citrus Association	1.0186
College Heights O. & L. Association	1.0594
El Camino Citrus Association	.5425
Indian Hill Citrus Association	1.1660
Pomona Fruit Growers Association	2.0887
Walnut Fruit Growers Association	.4455
West Ontario Citrus Association	1.6013
El Cajon Valley Citrus Association	.3852
Escondido Orange Association	.5699
San Dimas Orange Growers Association	1.0907
Covina Citrus Association	1.5473
Covina Orange Growers Association	.5144
Duarte-Monrovia Fruit Exchange	.3262
Ball & Tweedy Association	.0843
Canoga Citrus Association	.0000
N. Whittier Heights Citrus Association	.1460
San Fernando Fruit Growers Association	.3137
San Fernando Heights Orange Association	.3712
Sierra Madre Lamanda Citrus Association	.2501
Camarillo Citrus Association	.0112
Fillmore Citrus Association	1.2679
Ojai Orange Association	1.1714
Piru Citrus Association	1.4572
Santa Paula Orange Association	.1900
Tapo Citrus Association	.0112
East Whittier Citrus Association	.0171
Whittier Citrus Association	.0000
Whittier Select Citrus Association	.0000
Anaheim Coop. Orange Association	.0000
Bryn Mawr Mutual Orange Association	.4839
Chula Vista Mutual Lemon Association	.1502
Escondido Coop. Citrus Association	.1036
Euclid Avenue Orange Association	2.1614
Foothill Citrus Union, Inc	.1571
Fullerton Coop. Orange Association	.0298
Garden Grove Orange Coop	.0118
Glendora Coop. Citrus Association	.0922
Golden Orange Groves, Inc	.4207
Highland Mutual Groves, Inc	.4301
Index Mutual Association	.0000
La Verne Coop. Citrus Association	2.5110
Olive Hillside Groves, Inc	.0000
Orange Coop. Citrus Association	.0462
Redlands Foothill Groves	2.2076
Redlands Mutual Orange Association	1.0316
Riverside Citrus Association	.3184
Ventur. County O. & L. Association	.3221
Whittier Mutual O. & L. Association	.0000
Babijuice Corp. of Calif	.5122

PRORATE BASE SCHEDULE—Continued

ALL ORANGES OTHER THAN VALENCIA ORANGES—continued

Prorate District No. 2—Continued

Handler	Prorate base (percent)
Banks Fruit Company	0.2667
California Fruit Distributors	.0895
Cherokee Citrus Co., Inc	.9921
Chess Co., Meyer W	.4362
Evans Bros. Packing Co	.4991
Gold Banner Association	1.9637
Granada Hills Packing Co	.0233
Granada Packing House	.7303
Hill, Fred A	.7315
Inland Fruit Dealers, Inc	.2437
Orange Belt Fruit Distributors	2.4396
Panno Fruit Co., Carlo	.0834
Paramount Citrus Association	.2295
Riverside Growers, Inc	.4321
San Antonio Orchards Association	1.3209
Snyder & Sons Co., W. A	1.0523
Torn Ranch	.0497
Verity & Sons Co., R. H	.1262
Wall, E. T	1.6278
Westerr Fruit Growers, Inc., Redlands	2.9972
Yorba Orange Growers Association	.0331

[F. R. Doc. 47-2518; Filed, Mar. 14, 1947; 9:53 a. m.]

[Lemon Reg. 213]

PART 953—LEMONS GROWN IN CALIFORNIA AND ARIZONA

LIMITATION OF SHIPMENTS

§ 953.320 *Lemon Regulation 213*—(a) *Findings.* (1) Pursuant to the marketing agreement and the order (7 CFR, Cum. Supp., 953.1 et seq.), regulating the handling of lemons grown in the State of California or in the State of Arizona, issued under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended, and upon the basis of the recommendation and information submitted by the Lemon Administrative Committee, established under the said marketing agreement and order, and upon other available information, it is hereby found that the limitation of the quantity of such lemons which may be handled, as hereinafter provided, will tend to effectuate the declared policy of the act.

(2) It is hereby further found that compliance with the notice, public rule making procedure, and effective date requirements of the Administrative Procedure Act (Pub. Law 404, 79th Cong., 2d sess.; 60 Stat. 237) is impracticable and contrary to the public interest in that the time intervening between the date when information upon which the regulation is based became available and the time when this regulation must become effective in order to effectuate the declared policy of the Agricultural Marketing Agreement Act of 1937, as amended, is insufficient for such compliance.

(b) *Order.* (1) The quantity of lemons grown in the State of California or in the State of Arizona which may be handled during the period beginning at 12:01 a. m., p. s. t., March 16, 1947, and ending at 12:01 a. m., p. s. t., March 23, 1947, is hereby fixed at 325 carloads, or an equivalent quantity.

(2) The prorate base of each handler who has made application therefor, as provided in the said marketing agreement and order, is hereby fixed in accordance with the prorate base schedule which is attached hereto and made a part hereof by this reference. The Lemon Administrative Committee, in accordance with the provisions of the said marketing agreement and order, shall calculate the quantity of lemons which may be handled by each such handler during the period specified in subparagraph (1) of this paragraph.

(3) As used in this section, "handled," "handler," "carloads," and "prorate base" shall have the same meaning as is given to each such word in the said marketing agreement and order. (48 Stat. 31, 670, 675, 49 Stat. 750, 50 Stat. 246; 7 U. S. C. 601 et seq.)

Done at Washington, D. C., this 13th day of March 1947.

[SEAL] S. R. SMITH,
Director, Fruit and Vegetable Branch, Production and Marketing Administration.

PRORATE BASE SCHEDULE

[Storage Date: March 9, 1947. 12:01 a. m., Mar. 16, 1947, to 12:01 a. m., Mar. 30, 1947, inclusive]

Handler	Prorate base (percent)
Total	100.000
Allen-Young Citrus Packing Co	.000
American Fruit Growers, Fullerton	.804
American Fruit Growers, Lindsay	.000
American Fruit Growers, Upland	.370
Consolidated Citrus Growers	.000
Corona Plantation Co	.397
Hazeltine Packing Co	1.050
Leppla-Pratt, Produce Distributors, Inc	.000
McKellips, C. H.-Phoenix Citrus Co	.000
McKellips Mutual Citrus Growers, Inc	.000
Phoenix Citrus Packing Co	.000
Ventura Coastal Lemon Co	1.454
Ventura Pacific Co	1.422
Total A. F. G	5.497
Arizona Citrus Growers	.002
Desert Citrus Growers Co., Inc	.000
Mesa Citrus Growers	.000
Elderwood Citrus Association	.029
Klink Citrus Association	.888
Lemon Cove Association	.497
Glendora Lemon Growers Association	1.211
La Verne Lemon Association	.885
La Habra Citrus Association	1.953
Yorba Linda Citrus Association, The	.919
Alta Loma Hts. Citrus Association	.748
Etiwanda Citrus Fruit Association	.504
Mountain View Fruit Association	.656
Old Baldy Citrus Association	1.205
Upland Lemon Growers Association	4.071
Central Lemon Association	1.503
Irvine Citrus Association	1.872
Placentia Mutual Orange Association	.735
Corona Citrus Association	.387
Corona Foothill Lemon Co	1.491
Jameson Co	.581
Arlington Heights Fruit Co	.468
College Heights Orange & Lemon Association	1.953
Chula Vista Citrus Association, The	1.141
El Cajon Valley Citrus Association	.494
Escondido Lemon Association	4.482
Fallbrook Citrus Association	2.275
Lemon Grove Citrus Association	.353
San Dimas Lemon Association	2.383
Carpinteria Lemon Association	1.978
Carpinteria Mutual Citrus Association	2.324
Goleta Lemon Association	2.583
Johnston Fruit Co	5.296
North Whittier Heights Citrus Association	1.221
San Fernando Heights Lemon Association	2.200
San Fernando Lemon Association	1.330
Sierra Madre-Lamanda Citrus Association	1.909
Tulare County Lemon & Grapefruit Association	1.026
Briggs Lemon Association	1.167
Culbertson Investment Co	.636
Culbertson Lemon Association	.897
Fillmore Lemon Association	1.622
Oxnard Citrus Association No. 1	2.925
Oxnard Citrus Association No. 2	2.955
Rancho Sespe	.798
Santa Paula Citrus Fruit Association	2.279
Saticoy Lemon Association	3.100
Seaboard Lemon Association	4.540
Somis Lemon Association	2.361
Ventura Citrus Association	1.234
Limoneira Co	1.592
Teague-McKevett Association	.580
East Whittier Citrus Association	1.064
Leffingwell Rancho Lemon Association	.640
Murphy Ranch Co	1.066
Whittier Citrus Association	1.138
Whittier Select Citrus Association	.746
Total C. F. G. E	84.893
Arizona Citrus Products Co	.000
Chula Vista Mutual Lemon Association	1.352
Escondido Coop. Citrus Association	.730
Glendora Coop. Citrus Association	.139
Index Mutual Association	.513
La Verne Coop. Citrus Association	1.351
Libbey Fruit Packing Co	.009
Orange Coop. Citrus Association	.365
Pioneer Fruit Co	.033
Tempe Citrus Co	.000
Ventura Co. Orange & Lemon Association	2.207
Whittier Mutual Orange & Lemon Association	.393
Total M. O. D	7.092
Abbate, Chas. Co., The	.000
Atlas Citrus Packing Co	.009
California Citrus Groves, Inc., Ltd	.000
El Modena Citrus, Inc	.027
Evans Brothers Packing Co.—Riverside	.160
Evans Brothers Packing Co.—Sentinel Butte Ranch	.000
Foothill Packing Co	.224
Granada Packing House	.000
Harding & Leggett	.158
Orange Belt Fruit Distributors	1.522
Potato House, The	.000
Raymond Bros	.026
Rooke, B. G., Packing Co	.000
San Antonio Orchard Co	.103
Sun Valley Packing Co	.000
Sunny Hills Ranch, Inc	.000
Valley Citrus Packing Co	.000
Verity, R. H., Sons & Co	.183
Western States Fruit & Produce Co	.000
Johnson, Fred	.086
Total independents	2.518

[F. R. Doc. 47-2517; Filed, Mar. 14, 1947; 9:53 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary

PART 01—ORGANIZATION AND PROCEDURE

SUBPART A—ORGANIZATION

1. Paragraph (g) is added to § 01.20 (11 F. R. 177A-191) to read as follows:

§ 01.20 *Administrative staff offices.* * * *

(g) The Office of the Departmental Safety Engineer assists the constituent agencies in developing effective safety programs which relate to employee and public safety and to the protection of public property. The Department Safety Engineer is in charge of the office.

2. Paragraph (c) of § 01.21 is amended to read as follows:

§ 01.21 *Program staff offices.* * * *

(c) The Office of Land Utilization coordinates land-use and land-management activities of the several agencies of the Department of the Interior. It develops and supervises the application of sound forestry practices; administers soil and moisture conservation work; and cooperates with other Federal, State, and private agencies concerned with the protection and conservation of lands and natural resources of the United States and Alaska. The Assistant to the Secretary in charge of Land Utilization is Chairman of the Department's Water Resources Committee and cooperates with the Executive Officer of that committee in the coordination of the water development programs of the Department.

(Secs. 3, 12, Pub. Law 404, 79th Cong., 60 Stat. 237, 244)

J. A. KRUG,
Secretary of the Interior.

MARCH 10, 1947.

[F. R. Doc. 47-2426; Filed, Mar. 14, 1947; 8:45 a. m.]

Chapter I—Bureau of Land Management, Department of the Interior

PART 162—LIST OF ORDERS CREATING AND MODIFYING GRAZING DISTRICTS

NEVADA

CROSS REFERENCE: For order affecting the tabulation contained in § 162.1, see F. R. Doc. 47-2415 under Department of the Interior in the Notices section, *infra*, which takes precedence over, but shall not modify the order of the Secretary of the Interior dated April 8, 1935, establishing Nevada Grazing District No. 1.

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 36—REGULATIONS UNDER SERVICEMENS' READJUSTMENT ACT OF 1944

CHARGES AND PAYMENTS FOR TUITION, FEES, BOOKS, SUPPLIES, EQUIPMENT AND OTHER EXPENSES

Section 36.247 (a) (3) of instructions concerning charges and payments for tuition, fees, books, supplies, equipment and other expenses is amended to read as follows:

§ 36.247 *Payments to training institutions.* (a) * * *

(3) The following interpretation will guide managers in such cases:

(i) *If enrollment is for the quarter or semester in a course of 30 weeks or more.* Whenever the period of eligibility ends during a quarter or semester, and after a major portion of such quarter or semester has expired, such period shall be extended to the termination of such unexpired quarter or semester provided the customary charge for tuition does not exceed the rate of $500 for an ordinary school year.

(*a*) In case the customary charge exceeds the rate of $500 for an ordinary school year and the veteran has executed a VA Form 7-1950a, "Application for a Course of Education or Training Where the Customary Charges are in Excess of the Rate of $500 for an Ordinary School Year," the period of eligibility will be extended either to the end of the quarter or semester or for a period of time during which the charge to the Veterans Administration for tuition, fees, books, supplies, equipment and other necessary expenses equals $125, whichever is the lesser. The period the entitlement is to be extended may be determined as follows:

(*1*) Find the total charge by the institution for one week by dividing the total charge for the quarter or semester by the number of weeks in the quarter or semester.

(*2*) Divide $125 by the cost per week found in subdivision (*1*) of this subdivision.

(*3*) The result will be the weeks and fractions of weeks which will be the maximum period for which the period of eligibility and entitlement can be extended.

(ii) *If enrollment is for a course of 30 weeks or more in an institution which does not subdivide the year.* When a veteran trainee is enrolled in and attending an educational institution which does not divide its course into quarters or semesters and his period of eligibility ends after half of the period of year of instruction is completed, or after nine weeks, whichever is the lesser in time, the period of eligibility shall be extended either to the end of the course or for not to exceed nine additional weeks, whichever is the lesser in time, provided the trainee is enrolled for and pursuing a course for which the customary charge does not exceed the rate of $500 for an ordinary school year.

(*a*) When the institution does not divide its course into quarters or semesters and the charge for the course exceeds the rate of $500 for an ordinary school year and VA Form 7-1950a has been executed, the period of eligibility will be extended either to the end of the course of the year or for a period of time during which the charge to the Veterans' Administration for tuition, fees, books, supplies, equipment and other necessary expenses equals $125, whichever is the lesser. The period the entitlement is to be extended may be determined as follows:

(*1*) Find the total charge by the institution for one week by dividing the total charge for the course or the year by the number of weeks in the course or the year.

(*2*) Divide $125 by the cost per week found in subdivision (*1*) of this subdivision.

(*3*) The result will be the weeks and fractions of weeks which will be the maximum period for which the period of eligibility and entitlement can be extended.

(*4*) If, as in flight training, the cost per week cannot be found because instruction is charged by the hour, the extension of period of entitlement will be limited to that period for which the charge to the Veterans' Administration will not exceed $125.

(iii) *If enrollment is for a course of less than 30 weeks.* The rules set forth in subdivisions (i) and (ii) of this subparagraph will apply for a veteran-trainee except that in no case can the Veterans' Administration pay more than the total of $500 for a course of less than 30 weeks. (59 Stat. 623)

(58 Stat. 284; 38 U. S. C. 693)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans' Affairs.

MARCH 7, 1947.

[F. R. Doc. 47-2452; Filed, Mar. 14, 1947 8:45 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF JUSTICE

Immigration and Naturalization Service

[8 CFR, Part 110]

DESIGNATION OF LAREDO MUNICIPAL AIRPORT, LAREDO, TEXAS, AS A TEMPORARY AIRPORT OF ENTRY FOR ALIENS

NOTICE OF PROPOSED RULE MAKING

Pursuant to section 4 of the Administrative Procedure Act (Pub. Law 404, 79th Cong.; 60 Stat. 238), notice is hereby given of the proposed issuance by the Attorney General of the following rule relating to the designation of the Laredo Municipal Airport, Laredo, Texas, as a temporary airport of entry for aliens. In accordance with subsection (b) of the said section 4, interested persons may submit to the Commissioner of Immigration and Naturalization, Room 1806, Franklin Trust Building, Philadelphia 2, Pennsylvania, written data, views, or arguments relative to this proposed action. Such representations may not be presented orally in any manner. All relevant material received within twenty days following the day of publication of this notice will be considered.

Section 110.3 (b), Chapter I, Title 8, Code of Federal Regulations is amended by inserting "Laredo, Tex., Laredo Municipal Airport" between "Havre, Mont., Havre-Hill County Airport" and "Malone, N. Y., Malone-Dufort Airport" in the list of temporary airports of entry for aliens.

(Sec. 7 (d), 44 Stat. 572; 49 U. S. C. 177 (d); sec. 1, Reorg. Plan No. V, 3 CFR, Cum. Supp., Ch. IV)

TOM C. CLARK,
Attorney General.

Recommended: March 3, 1947.

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

[F. R. Doc. 47-2451; Filed, Mar. 14, 1947; 8:45 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[47 CFR, Ch. I]

[Docket No. 7974]

RADIOTELEGRAPH SERVICE BETWEEN THE UNITED STATES AND FOREIGN AND OVERSEAS POINTS AND ASSIGNMENT OF FREQUENCIES

ORDER AMENDING ISSUES

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission, having under consideration its order of November 27, 1946 (11 F. R. 14214) herein;

It appearing, that certain provisions and issues contained in the aforementioned order require amendment and enlargement thereof, respectively; and

It further appearing, that it is desirable that the time be extended within which persons or organizations, other the parties or interveners herein, may notify the Commission of their desire to make any presentation for the record herein;

It is ordered, Upon the Commission's own motion, pursuant to section 309 (a) of the Communications Act of 1934, as amended, that Issues Nos. 8 and 9 of the first decretal paragraph and the second decretal paragraph of the order of November 27, 1946, herein be and they are hereby amended to read as follows:

8. To determine the standards which should be followed by the Commission in assigning frequencies for foreign and overseas communications in the fixed public radio services, and the number and type of frequencies which should be licensed to each applicant in order to promote the most efficient and economical system for foreign and overseas communications.

9. To determine, in the light of the foregoing, what arrangement of radiotelegraph circuits, on a world-wide basis, will promote the greatest efficiency in service and economies in operation for foreign and overseas communication, and will best serve public interest, convenience, or necessity.

It is further ordered, That pursuant to section 215 (c), 218 and 403 of the Communications Act of 1934, as amended, a general investigation be, and it is hereby instituted, on the Commission's own motion, into the practices, regulations, services, facilities, frequency utilization, costs of rendering service, technical developments, traffic arrangements, and management of each of the applicants, for and in connection with, or in any way affecting foreign and overseas communication service and into the question of what distribution of radiotelegraph circuits for foreign and overseas communication will best serve public interest, convenience or necessity;

It is further ordered, That the foregoing order of November 27, 1946 be and it is hereby further amended by changing the words "December 31, 1946" in the sixth decretal paragraph thereof to "April 1, 1947."

It is further ordered, Upon the Commission's own motion, pursuant to section 309 (a) of the Communications Act of 1934, as amended, that the issues set forth in the aforementioned Order of November 27, 1946 be, and they are hereby enlarged to include the following additional issue:

3. * * *

(j) The relationships between each applicant and its respective manufacturing, sales, and research subsidiaries, affiliates and associates, and the effect of such relationships upon the ability of each applicant to render efficient and economical communications service in the best interest of the United States public.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 47-2444; Filed, Mar. 14, 1947; 8:50 a. m.]

NATIONAL HOUSING AGENCY

Federal Savings and Loan System

[24 CFR, Part 202]

[Bulletin 86]

INCORPORATION, CONVERSION AND ORGANIZATION

NOTICE OF PROPOSED AMENDMENT RELATING TO A NEW TYPE OF SHARE ACCOUNT UNDER CHARTER K

MARCH 12, 1947.

Pursuant to 24 CFR 201.2 notice is hereby given of the proposed amendment of 24 CFR 202.9 (d) by the addition of a new subparagraph (5) as follows:

(5) Amendment of the fourth sentence of section 6 by striking the period at the end thereof and adding the following: "or, if to be repurchased within twelve months as short-term savings share accounts." and amendment of the tenth sentence of section 9 by striking the period at the end thereof and adding: "and short-term savings share accounts."

(Sec. 5 (a), (b), (c), 48 Stat. 132, sec. 18, 49 Stat. 297, sec. 4a, Pub. Law 404, 79th Cong.; 12 U. S. C. 1464 (a), (b), (c); E. O. 9070, Feb. 24, 1942, 3 CFR Cum. Supp.)

[SEAL] HAROLD LEE,
Governor.
KENNETH G. HEISLER,
General Counsel.
ORMOND E. LOOMIS,
Executive Assistant to the Commissioner.

[F. R. Doc. 47-2471; Filed, Mar. 14, 1947; 8:46 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

[Misc. 1538386]

NEVADA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 6, 1947.

Departmental Order approved May 31, 1946, revoked Departmental Order of March 16, 1934, so far as it withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the lands hereinafter described within the Humboldt Project, Nevada, and provided that such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands described.

At 10:00 a. m. on May 8, 1947, the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from May 9, 1947, to August 7, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279–283), subject to te requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from April 19, 1947, to May 8, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on May 9, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on August 8, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from July 19, 1947, to August 7, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on August 8, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Carson City, Nevada, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that Title.

Inquiries concerning these lands shall be addressed to the District Land Office at Carson City, Nevada.

The lands affected by this order are described as follows:

MOUNT DIABLO MERIDIAN

T. 31 N., R. 32 E.,
Sec. 36, SE¼NE¼ and W½E½.
T. 32 N., R. 32 E.,
Sec. 2, W½ Lot 2 of NW¼;
Sec. 10, W½NE¼ and NW¼SE¼;
Sec. 22, W½SE¼;
Sec. 24, S½NE¼, SE¼NW¼, E½SW¼, and SE¼.
T. 31 N., R. 33 E.,
Sec. 8, N½NE¼ and SE¼SE¼;
Sec. 18, Lot 2 of NW¼ and Lot 2 of SW¼;
Sec. 32, E½W½.
T. 32 N., R. 33 E.,
Sec. 2, Lot 1 of NE¼ and E½ Lot 1 of NW¼;
Sec. 4, Lot 1 of NE¼, W½ Lot 2 of NE¼, Lots 1 and 2 of NW¼;
Sec. 6, NE¼SE¼ and S½SE¼;
Sec. 18, Lot 1 of NW¼ and Lot 1 of SW¼;
Sec. 30, N½ Lot 1 of NW¼, N½ Lot 2 of NW¼, E½NE¼, and NW¼NE¼;
Sec. 32, NE¼NW¼, S½NW¼, and SW¼.
T. 33 N., R. 33 E.,
Sec. 20, N½N½;
Sec. 26, N½SW¼;
Sec. 32, SE¼;
Sec. 36, SW¼NE¼, SE¼NW¼, NE¼SW¼, and NW¼SE¼.

The areas described aggregate 2,839.10 acres.

The lands are level to rolling and broken in topography. Soils are generally sandy except in T. 32 N., R. 33 E., where some rocky soils exist and an alkaline condition is found. Bottom lands along the Humboldt River are fertile.

FRED W. JOHNSON,
Director.

[F. R. Doc. 47-2412; Filed, Mar. 14, 1947; 8:46 a. m.]

[Misc. 1909221]

IDAHO

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 6, 1947.

Departmental Order approved May 31, 1946, revoked Departmental Order of April 21, 1942, so far as it withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the lands hereinafter described within the General Investigations, Idaho, and provided that such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands described.

At 10:00 a. m. on May 8, 1947, the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from May 9, 1947, to August 7, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279–283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from April 19, 1947, to May 8, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on May 9, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on August 8, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from July 19, 1947, to August 7, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on August 8, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their

certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Blackfoot, Idaho, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Blackfoot, Idaho.

The lands affected by this order are described as follows:

BOISE MERIDIAN

T. 4 N., R. 2 E.,
Sec. 6, SW¼SE¼;
Sec. 7, Lots 1, 2, NW¼NE¼, S½NE¼, and E½NW¼.

The areas described aggregate 330.99 acres.

The lands are rolling and hilly in character, lying between the Boise River and Dry Creek.

FRED W. JOHNSON,
Director.

[F. R. Doc. 47-2410; Filed, Mar. 14, 1947; 8:45 a. m.]

[Misc. 1951699]

OREGON

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 6, 1947.

Departmental Order approved May 21, 1946, revoked Departmental Orders of April 14, 1943, so far as they withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the lands hereinafter described within the Ochoco Project, Oregon, and provided that such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands described.

At 10:00 a. m. on May 8, 1947, the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from May 9, 1947, to August 7, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279–283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from April 19, 1947, to May 8, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on May 9, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on August 8, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from July 19, 1947, to August 7, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on August 8, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at The Dalles, Oregon, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that Title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that Title.

Inquiries concerning these lands shall be addressed to the District Land Office at The Dalles, Oregon.

The lands affected by this order are described as follows:

WILLAMETTE MERIDIAN

T. 17 S., R. 16 E.,
Sec. 1, Lot 2, SW¼NE¼, W½SE¼, and SE¼SE¼;
Sec. 11, N½N½;
Sec. 13, SW¼NW¼;
Sec. 14, S½N½;
Sec. 24, SW¼NE¼ and SE¼.
T. 16 S., R. 17 E.,
Sec. 23, SW¼;
Sec. 26, SE¼NE¼ and E½SW¼;
Sec. 27, NE¼NE¼, W½NE¼, NE¼SW¼, and NW¼SE¼;
Sec. 28, NE¼SE¼;
Sec. 31, lot 3 and NE¼SE¼;
Sec. 33, NW¼SW¼;
Sec. 34, S½NE¼ and SE¼NW¼.
T. 17 S., R. 17 E.,
Sec. 7, S½SE¼;
Sec. 9, N½;
Sec. 18, Lot 2 and E½NW¼;
Sec. 19, Lots 1, 2, E½NW¼, and SE¼SW¼.

The areas described aggregate 2,263.19 acres.

The lands vary from levels to hilly and rolling in topography. The soil ranges from fertile to second-rate in character, affording native vegetation such as bunch grass, brush, and some timber for local use. Water is available from streams which run through the land.

FRED W. JOHNSON,
Director.

[F. R. Doc. 47-2413; Filed, Mar. 14, 1947; 8:46 a. m.]

[Misc. 2062443]

NORTH DAKOTA

ORDER PROVIDING FOR OPENING OF PUBLIC LANDS

MARCH 6, 1947.

Departmental Order approved September 28, 1945, revoked Departmental Order of October 20, 1906, so far as it withdrew in the first form prescribed by section 3 of the Reclamation Act of June 17, 1902 (32 Stat. 388), the lands hereinafter described within the Bowman Project, North Dakota, and provided that such revocation shall not affect the withdrawal of any other lands by said order or affect any other order withdrawing or reserving the lands described.

At 10:00 a. m. on May 8, 1947, the lands shall, subject to valid existing rights and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) *Ninety-day period for preference-right filings.* For a period of 90 days from May 9, 1947, to August 7, 1947, inclusive, the public lands affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), as amended, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279–283), subject to the requirements of applicable law, and (2) application under any applicable public-land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims

of the classes described in subdivision (2).

(b) *Twenty-day advance period for simultaneous preference-right filings.* For a period of 20 days from April 19, 1947, to May 8, 1947, inclusive, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on May 9, 1947, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public-land laws.* Commencing at 10:00 a. m. on August 8, 1947, any of the lands remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public-land laws.

(d) *Twenty-day advance period for simultaneous non-preference right filings.* Applications by the general public may be presented during the 20-day period from July 19, 1947, to August 7, 1947, inclusive, and all such applications, together with those presented at 10:00 a. m. on August 8, 1947, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for these lands, which shall be filed in the District Land Office at Bismarck, North Dakota, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circular No. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Parts 166 to 170, inclusive, of Title 43 of the Code of Federal Regulations and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

Inquiries concerning these lands shall be addressed to the District Land Office at Bismarck, North Dakota.

The lands affected by this order are described as follows:

FIFTH PRINCIPAL MERIDIAN

T. 129 N., R. 101 W.,
Sec. 11, SW¼ and W½SE¼;
Sec. 13, SW¼NW¼, SW¼, and S½SE¼;
Sec. 14, N½, N½SW¼, SE¼SW¼, and SE¼;
Sec. 15, S½N½ and N½S½;
Sec. 23, N½NE¼, SE¼NE¼, NE¼NW¼, SE¼SW¼, and SE¼;
Sec. 24;
Sec. 25, N½NW¼, SW¼NW¼, and NW¼SW¼;
Sec. 26, NE¼, NE¼NW¼, S½NW¼, and S½;
Sec. 35, W½NE¼, NW¼, and N½SW¼.

The areas described aggregate 3,520.00 acres. Part of the lands are patented.

The lands are level to rolling prairies and the soils are described as second- and third-rate. Spring Creek and the North Fork of Grand River run through or near these lands.

FRED W. JOHNSON,
Director.

[F. R. Doc. 47-2411; Filed, Mar. 14, 1947; 8:45 a. m.]

NEVADA

AIR-NAVIGATION SITE WITHDRAWAL NO. 232

By virtue of the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 729 (U. S. C., Title 49, sec. 214), it is ordered as follows:

Subject to valid existing rights the following-described public land in Nevada is hereby withdrawn from all forms of appropriation under the public land laws, and reserved for the use of the Civil Aeronautics Administration, Department of Commerce, in the maintenance of air-navigation facilities, the reservation to be known as Air-Navigation Site Withdrawal No. 232:

MOUNT DIABLO MERIDIAN

T. 38 N., R. 62 E.,
Sec. 28, NW¼SE¼SW¼.

The area described contains 10 acres.

This order shall take precedence over, but shall not modify the order of the Secretary of the Interior dated April 8, 1935, establishing Nevada Grazing District No. 1, so far as it affects the above-described land.

It is intended that the public land described herein shall be returned to the Department of the Interior when it is no longer needed for the purpose for which it is reserved.

WARNER W. GARDNER,
Assistant Secretary of the Interior.

MARCH 7, 1947.

[F. R. Doc. 47-2415; Filed, Mar. 14, 1947; 8:46 a. m.]

ALASKA, CALIFORNIA, NEVADA, AND UTAH

AMENDING CERTAIN DEPARTMENTAL ORDERS WITHDRAWING PUBLIC LANDS FOR USE OF DEPARTMENT OF COMMERCE AND NAVY DEPARTMENT

The Departmental orders hereinafter enumerated, withdrawing certain public lands in Alaska, California, Nevada, and Utah for the use of the Department of Commerce and the Navy Department in the maintenance of air-navigation facilities, are hereby amended by adding to each of the orders the following paragraph:

The jurisdiction granted by this order shall cease at the expiration of the six months' period following the termination of the unlimited national emergency declared by Proclamation No. 2487 of May 27, 1941 (55 Stat. 1647). Thereupon, jurisdiction over the lands hereby reserved shall be vested in the Department of the Interior, and any other department or agency of the Federal Government according to their respective interests then of record. The lands, however, shall remain withdrawn from appropriation as herein provided until otherwise ordered.

The withdrawal orders affected by this order are as follows:

Air-navigation site withdrawal No.	Date
129	September 22, 1939.
130 enlarged	March 20,1942.
145	October 1, 1940.
145 enlarged	November 24, 1941.
145 enlarged	May 4, 1942.
146 enlarged	April 7, 1942.
148	December 6, 1940.
156	March 17, 1941.
156 enlarged	October 10, 1942.
157 amended	July 24, 1942.
161 enlarged	July 22, 1942.
162	June 25, 1941.
167 amended	February 14, 1942.
168	November 5, 1941.
169 enlarged	July 13, 1942.
170 enlarged	January 5, 1942.
171	December 24, 1941.
172	December 31, 1941.
173	December 31, 1941.
176	January 19, 1942.
178	May 4, 1942.
180	June 8, 1942.
182	July 21, 1942.
183	July 21, 1942.
185	August 14, 1942.
186	August 15, 1942.
186 enlarged	December 23, 1942.
188	August 24, 1942.
189	September 24, 1942.
190	September 24, 1942.
191	September 22, 1942.
192	October 1, 1942.
193	September 29, 1942.
194	November 3, 1942.
195	November 30, 1942.
197	November 30, 1942.
199	February 22, 1943.
200	March 27, 1943.
201	April 8, 1943.
203	May 27, 1943.
204	May 11, 1943.

Similar provisions contained in Air-Navigation Site Withdrawals No. 186 enlarged December 23, 1942, Nos. 195 and 197 established November 30, 1942, and No. 201 established April 8, 1943, are hereby superseded.

WARNER W. GARDNER,
Assistant Secretary of the Interior.

MARCH 4, 1947.

[F. R. Doc. 47-2414; Filed, Mar. 14, 1947; 8:46 a. m.]

FEDERAL COMMUNICATIONS COMMISSION

[Docket Nos. 5893, 6161, 5361, 6144, 5778, 6145, 7065, 7309, 7481, 8099, 8100]

WOAX, INC., ET AL.

ORDER TO SHOW CAUSE

In re application of WOAX, Incorporated (WTNJ), Trenton, New Jersey, Docket No. 5893, File No. B1-R-186, for renewal of license; WOAX, Incorporated (WTNJ), Trenton, New Jersey, Docket No. 6161, File No. B1-ML-1084, for modification of license; The City of Camden (WCAM), Camden, New Jersey, Docket No. 5361, File No. B1-R-168, for renewal of license; The City of Camden (WCAM), Camden, New Jersey, Docket No. 6144, File No. B1-ML-1069, for modification of license; Radio Industries Broadcast Company (WCAP), Asbury

Park, New Jersey, Docket No. 5778, File No. B1–R–181, for renewal of license; Radio Industries Broadcast Company (WCAP), Asbury Park, New Jersey, Docket No. 6145, File No. B1–ML–1070, for modification of license.

In re applications of Camden Broadcasting Company, Camden, New Jersey, Docket No. 7065, File No. B1–P–4173; Independence Broadcasting Company (WHAT), Philadelphia, Pennsylvania, Docket No. 7309, File No. B2–P–4435; Ranulf Compton, d/b as Radio WKDN, Camden, New Jersey, Docket No. 7481, File No. B1–P–4617, for construction permits.

In re application of Valley Broadcasting Corporation, Allentown, Pennsylvania, Docket No. 8099, File No. BP–4790, for construction permit.

In re WOAX, Incorporated (WTNJ), Trenton, New Jersey, Docket No. 6161, File No. B1–ML–1084; The City of Camden (WCAM), Camden, New Jersey, Docket No. 6144, File No. B1–ML–1069; Radio Industries Broadcast Company (WCAP), Asbury Park, New Jersey, Docket No. 6145, File No. B1–ML–1070; Independence Broadcasting Company (WHAT), Philadelphia, Pennsylvania, Docket No. 7309, File No. B2–P–4435; Foulkrod Radio Engineering Company (WTEL), Philadelphia, Pennsylvania, Docket No. 8100, for modification of license.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of February 1947;

The Commission having under consideration (1) its proposed decision and supplemental proposed decision (B–224) issued October 17, 1945, and September 5, 1946, respectively, proposing to grant the application of Radio Industries Broadcasting Company (WCAP) for renewal of license and modification of license and to deny the applications of the City of Camden (WCAM) and WOAX, Inc. (WTNJ) for renewal and modification of their respective licenses; (2) its proposed decision (B–293) issued October 31, 1946, proposing to grant the application of Ranulf Compton d/b as Radio WKDN for a new standard broadcast station at Camden, New Jersey, to be operated on 800 kc, 1 kw, daytime only, and denying the applications of Camden Broadcasting Company and Independence Broadcasting Company (WHAT) for use of these facilities in Camden and Philadelphia, respectively; (3) the application of Valley Broadcasting Corporation (File No. BP–4790) for a new standard broadcast station at Allentown, Pennsylvania, to be operated on 790 kc with 1 kw power, unlimited time; and (4) the petition of Valley Broadcasting Company requesting reconsideration and further hearing on the proposed grant of the application of Ranulf Compton d/b as Radio WKDN; and

Whereas, the City of Camden (WCAM) and WOAX, Inc. (WTNJ) have filed exceptions to the decision proposing to deny their applications and oral argument was heard thereon before the Commission on December 27, 1946; and

Whereas, Camden Broadcasting Corporation and Independence Broadcasting Company (WHAT) have filed exceptions to the decision proposing to deny their respective applications and to grant the application of Ranulf Compton d/b as Radio WKDN, and oral argument was heard thereon before the Commission on December 27, 1946; and

Whereas, Stations WCAP, the only station in Asbury Park, New Jersey, WCAM, the only station in Camden, New Jersey, and WTNJ, one of two stations in Trenton, New Jersey, now operate on 1310 kc, under a time-sharing arrangement and Stations WHAT and WTEL, Philadelphia, operate on 1340 kc under a time-sharing arrangement which does not permit operation during that portion of the day when WCAM is in operation because of the mutual interference which would be caused thereby; and

Whereas, it appears to the Commission that as a result of these time-sharing arrangements, the communities served by the respective stations do not now have adequate local service; and

Whereas, it appears that, in the event the licenses of Stations WTNJ and WCAM should be renewed, a more fair and equitable distribution of facilities among the communities involved might be obtained by modification of the respective licenses of these stations as follows:

WCAM, Camden, from 1310 kc, 500 w (S–WCAP, WTNJ) to 1340 kc, 250 w, unlimited.

WTNJ, Trenton, from 1310 kc, 500 w (S–WCAM, WCAP) to 1300 kc, 250 w, daytime only.

WCAP, Asbury Park, from 1310 kc, 500 w (S–WCAM, WTNJ), to 1310 kc, 250 w, unlimited.

WTEL, Philadelphia, from 1340 kc, 100 w (S–WHAT) to 860 kc, 250 w, daytime only.

WHAT, Philadelphia, from 1340 kc, 100 w (S–WTEL) to 800 kc, 1 kw, daytime only;

and

Whereas, the operation of Station WHAT at Philadelphia, Pennsylvania, on 800 kc might result in mutual interference with the proposed station of Valley Broadcasting Company operating on 790 kc at Allentown, Pennsylvania;

Now, therefore, it is ordered, That, pursuant to section 312 (b) of the Communications Act of 1934, as amended, WOAX, Inc., the City of Camden, Radio Industries Broadcasting Company, Independence Broadcasting Company, and Foulkrod Radio Engineering Company show cause at a hearing to be held in Washington, D. C., at 10:00 o'clock a. m. on March 10, 1947, why the licenses of their respective stations, if they are renewed, should not be modified as follows: WCAM to operate on 1340 kc, 250 w, unlimited time; Station WTNJ to operate on 1300 kc, 250 w, daytime only; WCAP to operate on 1310 kc, 250 w, unlimited time; Station WHAT to operate on 800 kc with 1 kw power, daytime only; and WTEL to operate on 860 kc, 250 w, daytime only; and

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the application of Valley Broadcasting Corporation be, and it is hereby designated for hearing in a consolidated proceeding with the aforesaid proceeding under section 312 (b) of the act, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine whether a more fair, efficient and equitable distribution of radio service would be accomplished by a grant of the application of Valley Broadcasting Corporation or by the following plan of allocation of facilities to the following stations: WCAM, 1340 kc, 250 w, unlimited time; WTNJ, 1300 kc, 250 w, daytime only; WCAP, 1310 kc, 250 w, unlimited time; WHAT, 800 kc, 1 kw, daytime only; WTEL, 860 kc, 250 w, daytime only; and

It is further ordered, That the proceeding involving Docket Nos. 5893, 6161, 5361, 6144, 5778, and 6145 and the proceeding involving Docket Nos. 7065, 7309, and 7481 be, and the same are hereby consolidated and designated for further hearing with the hearing ordered herein, pursuant to section 312 (b) of the act, and the hearing ordered herein upon the application of Valley Broadcasting Corporation.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 47–2441; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket Nos. 7844, 8174, 8175]

BELLEVILLE NEWS-DEMOCRAT ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Robert L. Kern and Richard P. Kern, d/b as Belleville News-Democrat, Belleville, Illinois,

Docket No. 7844, File No. BP–5176; Hobart Stephenson (WCNT), Centralia, Illinois, Docket No. 8174, File No. BP–5693; W. Alexander Knight, East St. Louis, Illinois, Docket No. 8175, File No. BP–5834; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Robert L. Kern and Richard P. Kern, d/b as Belleville News-Democrat, requesting a construction permit for a new standard broadcast station to operate on 1260 kc, 1 kw power, unlimited time, employing a directional antenna at night, at Belleville, Illinois, Hobart Stephenson requesting a construction permit to change the facilities of Station WCNT, Centralia, Illinois from 1210 kc, 1 kw power, daytime only to 1250 kc, 500 w, 1 kw local sunset, unlimited time, employing a directional antenna at night, and W. Alexander Knight, requesting a construction permit for a new standard broadcast station to operate on 1260 kc, 1 kw power, unlimited time, employing a directional antenna, at East St. Louis, Illinois;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicants and of the applicant partnership and the partners to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47–2429; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket Nos. 7941, 7942, 8167]

HILLSDALE BROADCASTING CO., INC., ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Hillsdale Broadcasting Company, Inc., Hillsdale, Michigan, Docket No. 7941, File No. BP–5281; Abe Lapides, Pontiac, Michigan, Docket No. 7942, File No. BP–5331; Woodward Broadcasting Company, Detroit, Michigan, Docket No. 8167, File No. BP–5827; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled application of Woodward Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 840 kc, 5 kw power, daytime only, employing a directional antenna at Detroit, Michigan and a petition by said applicant requesting that its application be designated for hearing in the above-entitled consolidated proceeding; and

It appearing, that the Commission on November 7, 1946, designated for hearing in a consolidated proceeding the applications of Hillsdale Broadcasting Company, Inc. (File No. BP–5281, Docket No. 7941) requesting a construction permit for a new standard broadcast station to operate on 830 kc., 250 w power, daytime only, at Hillsdale, Michigan, and Abe Lapides (File No. BP–5331, Docket No. 7942) requesting a construction permit for a new standard broadcast station to operate on 830 kc, 1 kw power, daytime only, at Pontiac, Michigan;

It is ordered, That the petition of Woodward Broadcasting Company be, and it is hereby, granted:

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Woodward Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, with the applications of Hillside Broadcasting Company, Inc. (File No. BP–5281, Docket No. 7941) and Abe Lapides (File No. BP–5331, Docket No. 7942) to be held on March 20, 1947 upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending applications in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's orders dated November 7, 1946, designating for hearing in a consolidated proceeding the said applications of Hillsdale Broadcasting Company, Inc. and Abe Lapides, be, and they are hereby amended to include the said application of Woodward Broadcasting Company, and to include among the issues for hearing, issue No. 7, stated above.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47–2437; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket Nos. 7964, 8169]

WIRED MUSIC, INC., AND BELOIT BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Wired Music, Inc., Rockford, Illinois, Docket No. 7964, File No. BP–5296, Beloit Broadcasters, Incorporated, Beloit, Wisconsin, Docket No. 8169, File No. BP–5617; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled application of Beloit Broadcasters, Incorporated requesting a construction permit for a new standard broadcast station to operate on 1380 kc, 1 kw power, daytime only, at Beloit, Wisconsin and a petition by ap-

plicant requesting that its application be designated for hearing with the above-entitled application of Wired Music, Inc., and that said hearing be held at Beloit, Wisconsin; and

It appearing, that the Commission on November 21, 1946, designated for hearing the application of Wired Music, Inc. (File No. BP-5296, Docket No. 7964) requesting a construction permit for a new standard broadcast station to operate on 1400 kc, 250 w power, unlimited time, at Rockford, Illinois;

It is ordered, That the petition of Beloit Broadcasters, Incorporated, insofar as it requests that its application be designated for hearing in a consolidated proceeding with the above-entitled application of Wired Music, Inc., be, and it is hereby, granted;

It is further ordered, That the petition of Beloit Broadcasters, Incorporated, insofar as it requests that the hearing on said application be held at Beloit, Wisconsin be, and it is hereby, denied;

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of Beloit Broadcasters, Incorporated be, and it is hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, with the application of Wired Music, Inc. (File No. BP-5296, Docket No. 7964), to be held on May 12 1947 at Washington, D. C., upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Commission's order, dated November 21, 1946, designating for hearing the above-entitled application of Wired Music, Inc., be, and it is hereby, amended to include the above-entitled application of Beloit Broadcasters, Incorporated, and to include among the issues for hearing, Issue No. 7, stated above.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2439; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket Nos. 8011, 8012, 8162]

AMERICAN BROADCASTING CO., INC., ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In the matter of applications of American Broadcasting Company, Inc. (KGO), San Francisco, California, Docket No. 8011, File No. BMP-2157; for modification of construction permit, Denver Broadcasting Company, Denver, Colorado, Docket No. 8012, File No. BP-5141; for construction permit and modification of broadcast license of General Electric Company (WGY), Schenectady, New York, Docket No. 8162, File No. BS-264.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of December 1946;

The Commission having under consideration the following matters:

(1) Application of American Broadcasting Company, Inc. (File No. BMP-2157) requesting a modification of construction permit to authorize changes in the directional antenna of Station KGO, San Francisco, California;

(2) Application of Denver Broadcasting Company (File No. BP-5141) for a construction permit for a new standard broadcast station to operate on the frequency 810 kc with power of 25 kw, 50 kw-LS, using directional antenna day and night at Denver, Colorado; and

(3) Request of American Broadcasting Company (KGO) that Station WGY, Schenectady, New York, be required to install a directional antenna which would afford nighttime protection to Station KGO operating as proposed in the aforesaid application; and

It appearing, that Station WGY now operates unlimited time at Schenectady, New York, on the frequency 810 kc with 50 kw power; that Station KGO is authorized to operate unlimited time, with directional antenna, on the same frequency at San Francisco, California, with 50 kw power; and that the said request of American Broadcasting Company, Inc. pertaining to the installation of a directional antenna by Station WGY, would, if granted, be a modification of the broadcast license of Station WGY;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the above entitled applications of American Broadcasting Company (KGO) and Denver Broadcasting Company be, and they are hereby, designated for hearing in a consolidated proceeding, at a time and place to be designated by subsequent order of the Commission, and that as a part of the said proceeding, and in consolidation therewith, the licensee of Station WGY, General Electric Company, be, and it is hereby, afforded the opportunity to show cause why the broadcast license issued to the said General Electric Company, for the operation of Station WGY, should not be modified so as to specify a directional antenna which would afford nighttime protection to the said proposed operation of Station KGO.

It is further ordered, That the said applications of American Broadcasting Company, Inc. (KGO) and Denver Broadcasting Company be heard upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, Denver Broadcasting Company, its officers, directors and stockholders, to construct and operate its proposed station, and the technical, financial and other qualifications of the applicant American Broadcasting Company, Inc., its officers, directors and stockholders, to construct and operate Station KGO as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operations, or either of them, would involve objectionable interference with any existing broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operations would involve objectionable interference, each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether Station WGY, Schenectady, New York, would involve objectionable interference with the proposed operations, particularly with the operation of Station KGO, as proposed, whether such interference, if any, could be eliminated by the installation of a directional antenna by Station WGY, and whether it would be in the public interest to modify Station WGY's broadcast license to specify such a directional antenna.

7. To determine whether the installations and operations proposed by the applicants would be in compliance with the Commission's rules and Standards of

Good Engineering Practice Concerning Standard Broadcast Stations.

8. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2442; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket No. 8113]

MISSISSIPPI VALLEY BROADCASTING CO. AND EVANSVILLE ON THE AIR, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Myles H. Johns, Penrose H. Johns, Wm. F. Johns & Wm. F. Johns, Jr., d/b as Mississippi Valley Broadcasting Company (assignor), Docket No. 8113, File No. Bal-566; and Evansville on the Air, Inc. (assignee), for assignment of the license of AM Station WTMV, East St. Louis, Illinois.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 14th day of February 1947;

The Commission, having under consideration the above entitled application for assignment of license of Station WTMV, East St. Louis, Illinois, and not being satisfied that it is in possession of full information as required by the Communications Act and acting pursuant to section 310 (b) of said act and § 1.321 of the rules and regulations of the Commission;

It is ordered, That the above-entitled application for assignment of the license of Station WTMV, East St. Louis, Illinois, to Evansville on the Air, Inc., be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issue:

1. To determine the legal, technical, financial, and other qualifications of the assignee to acquire the license of Station WTMV, its associated pending application for a new FM station to be located in East St. Louis, Illinois (BPH-1096), and to operate said station in the public interest.

2. To determine the type and character of program service proposed to be rendered by the assignee and whether it would meet the requirements of the populations and areas served.

3. To obtain full information with respect to the arrangements between the assignor and assignee under which the license of Station WTMV would be assigned to assignee and the actual value of the physical property to be transferred pursuant to such arrangements.

4. To obtain full information as to how the station would be staffed and operated and the policies to be followed if the application is granted.

5. To obtain full information as to the purchase price paid by the assignor for Station WTMV, the actual value of the physical property so acquired by the assignor, the improvements and/or additions to the station's physical property, and the actual value thereof, which the assignor has made as licensee of said station, as well as the amount of money assignor has expended in connection with said station's program service and/or its improvement.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2440; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket No. 8117]

LIVE OAK BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of John A. Boling, d/b as Live Oak Broadcasting Company, Live Oak, Florida, File No. BP-5254, Docket No. 8117; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled application requesting a permit to construct a new standard broadcast station to operate on 1450 kc, 250 w, unlimited time, at Live Oak, Florida;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby designated for hearing in a consolidated proceeding with the application of Orbra T. Harrell and Orbra W. Harrell, a partnership d/b as Harrell Broadcasting Company (File No. BP-5524) requesting a permit to construct a new standard broadcast station to operate on 1450 kc with 250 watts power, unlimited time, at Gainesville, Florida, § 1.857 of the Commission's rules not being applicable, at a time and place to be designated by subsequent order of the Commission upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WRHP, Tallahassee, Florida, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Obra T. Harrell and Obra W. Harrell, a partnership d/b as Harrell Broadcasting Company (File No. BP-5524) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That Tallahassee Appliance Corporation, licensee of station WRHP, Tallahassee, Florida, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2443; Filed, Mar. 14, 1947; 8:50 a. m.]

[Docket No. 8118]

HARRELL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Orbra T. Harrell and Orbra W. Harrell, a partnership d/b as Harrell Broadcasting Company, Gainesville, Florida, File No. BP-5524, Docket No. 8118; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled application requesting a permit to construct a new standard broadcast station to operate on 1450 kc, with 250 watts power, unlimited time, at Gainesville, Florida;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of John A. Boling d/b as Live Oak Broadcasting Company (File No. BP-5254) requesting a permit to construct a new standard broadcast station to operate on 1450 kc, with power of 250 w, unlimited time, at Live Oak, Florida, § 1.857 of the Commission's rules not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of

the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with stations WMFJ, Daytona Beach, Florida, WMBR, Jacksonville, Florida or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of John A. Boling, d/b as Live Oak Broadcasting Company (File No. BP-5254), or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That W. Wright Esch, licensee of station WMFJ, Daytona Beach, Florida, and Florida Broadcasting Company, licensee of station WMBR, Jacksonville, Florida, be, and they are hereby, made parties to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2435; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket No. 8165, 8166]

CEDAR VALLEY BROADCASTING CO. AND MASON CITY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Cedar Valley Broadcasting Company, Austin, Minnesota, Docket No. 8165, File No. BP-5085, Louis Wolf, Abbott E. Wolf, J. George Wolf and William Robert Wolf, d/b as Mason City Broadcasting Company, Mason City, Iowa, Docket No. 8166, File No. BP-5324; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled applications of Cedar Valley Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1480 kc., 1 kw. power, unlimited time, employing a directional antenna at Austin, Minnesota, and Louis Wolf, Abbott E. Wolf, J. George Wolf and William Robert Wolf, d/b as Mason City Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1490 kc., 250 w. power, unlimited time, at Mason City, Iowa and a petition by Cedar Valley Broadcasting Company requesting that said applications be designated for hearing in a consolidated proceeding;

It is ordered, That the petition of Cedar Valley Broadcasting Company be, and it is hereby, granted;

It is further ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcasting Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2436; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket Nos. 8170, 8171]

WESTERN PENNSYLVANIA BROADCASTING CORP. AND EAST LIVERPOOL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Western Pennsylvania Broadcasting Corporation, Pittsburgh, Pennsylvania, Docket No. 8170, File No. BP-5344; East Liverpool Broadcasting Company, East Liverpool, Ohio, Docket No. 8171, File No. BP-5799; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Western Pennsylvania Broadcasting Corporation requesting a construction permit for a new standard broadcast station to operate on 1490 kc, 250 w power, unlimited time at Pittsburgh, Pennsylvania and East Liverpool Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1490 kc, 250 w power, unlimited time at East Liverpool, Ohio;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the

Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2427; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket No. 8168]

SOUTHERN IDAHO BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of J. L. Peterson and Mark L. Checketts d/b as Southern Idaho Broadcasting Co., Preston, Idaho, Docket No. 8168, File No. BP-5002; for construction permit.

At as session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of February 1947;

The Commission having under consideration the above-entitled application of J. L. Peterson and Mark L. Checketts, d/b as Southern Idaho Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1500 kc, 250 w power, unlimited time, at Preston, Idaho;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application of J. L. Peterson and Mark L. Checketts, d/b as Southern Idaho Broadcasting Company, be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KSTP, St. Paul, Minnesota or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That KSTP, Inc., licensee of Station KSTP, St. Paul, Minnesota, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2438; Filed, Mar. 14, 1947; 8:49 a. m.]

[Docket Nos. 8172, 8173]

GEORGE BASIL ANDERSON AND CONCORDIA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of George Basil Anderson, Columbus, Nebraska, Docket No. 8172, File No. BP-5656; Tom Potter, d/b as Concordia Broadcasting Company, Concordia, Kansas, Docket No. 8173, File No. BP-5782; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of George Basil Anderson requesting a construction permit for a new standard broadcast station to operate on 900 kc, 1 kw power, daytime only at Columbus, Nebraska, and Tom Potter, d/b as Concordia Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 900 kc, 250 w power, daytime only, at Concordia, Kansas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2428; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket Nos. 8176, 8177]

TERRELL BROADCAST CORP. AND BURTON V. HAMMOND, JR.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Terrell Broadcast Corporation, Terrell, Texas, Docket No. 8176, File No. BP-5778; Burton V. Hammond, Jr., Denison, Texas, Docket No. 8177, File No. BP-5786; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Terrell Broadcast Corporation requesting a construction permit for a new standard broadcast station to operate on 1220 kc. 250 w. power, daytime only at Terrell, Texas and Burton V. Hammond, Jr., requesting a construction permit for a new standard broadcast station to operate on 1220 kc., 1 kw. power, daytime only at Denison, Texas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant and of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations

of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2430; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket No. 8178]

STEEL CITY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re applications of George M. Whitney, Caroline L. Whitney and Fredrik K. Feyling, d/b as Steel City Broadcasting Company, Gary, Indiana, Docket No. 8178, File No. BP-5681; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947.

The Commission, having under consideration the above-entitled application of George M. Whitney, Caroline L. Whitney and Fredrik K. Feyling, d/b as Steel City Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 1260 kc, 250 w power, unlimited time, at Gary, Indiana;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WFBM, Indianapolis, Indiana, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That WFBM, Inc., licensee of Station WFBM, Indianapolis, Indiana, be and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2431; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket No. 8181]

PAUL B. LINGENFELTER

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Paul B. Lingenfelter, Clinton, Oklahoma, Docket No. 8181, File No. BP-5698; for construction permit.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled application of Paul B. Lingenfelter requesting a construction permit for a new standard broadcast station to operate on 1490 kc. 250 w power, unlimited time, at Clinton, Oklahoma;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said application be, and it is hereby, designated for hearing, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KVWC, Vernon, Texas or with any other existing broadcast stations and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

It is further ordered, That Northwestern Broadcasting Company, licensee of Station KVWC, Vernon, Texas, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2432; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket Nos. 8182, 8183]

PUBLIC BROADCASTING SERVICE, INC., AND PONCA CITY PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Public Broadcasting Service, Inc., Enid, Oklahoma, Docket No. 8182, File No. BP-5821; The Ponca City Publishing Company, Ponca City, Oklahoma, Docket No. 8183, File No. BP-5848; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Public Broadcasting Service, Inc. requesting a construction permit for a new standard broadcast station to operate on 960 kc, 1 kw power, unlimited time, employing a directional antenna, at Enid, Oklahoma and The Ponca City Publishing Company requesting a construction permit for a new standard

broadcast station to operate on 960 kc, 500 w power, unlimited time, employing a directional antenna at Ponca City, Oklahoma;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, each upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the other pending application in this proceeding or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2433; Filed, Mar. 14, 1947; 8:48 a. m.]

[Docket Nos. 8187, 8188]

FELIX H. MORALES AND BI-STONE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Felix H. Morales, Houston, Texas, Docket No. 8187, File No. BP-5397; Blake Smith, Jr. and Eugene Smith Womack, d/b as The Bi-Stone Broadcasting Company, Mexia, Texas, Docket No. 8188, File No. BP-5837; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of March 1947;

The Commission having under consideration the above-entitled applications of Felix H. Morales requesting a construction permit for a new standard broadcast station to operate on 850 kc, 1 kw power, daytime only at Houston, Texas and Blake Smith, Jr. and Eugene Smith Womack, d/b as The Bi-Stone Broadcasting Company requesting a construction permit for a new standard broadcast station to operate on 850 kc, 250 w power, daytime only, at Mexia, Texas;

It is ordered, That, pursuant to section 309 (a) of the Communications Act of 1934, as amended, the said applications be, and they are hereby, designated for hearing in a consolidated proceeding, § 1.857 of the Commission's rules and regulations not being applicable, at a time and place to be designated by subsequent order of the Commission, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the individual applicant and of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operations of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether they would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operations of the proposed stations would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operations of the proposed stations would involve objectionable interference each with the other, or with the services proposed in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installations and operations of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 47-2434; Filed, Mar. 14, 1947; 8:48 a. m.]

FEDERAL POWER COMMISSION

[Project No. 5]

MONTANA POWER CO.

NOTICE OF APPLICATION FOR AMENDMENT OF LICENSE

MARCH 12, 1947.

Public notice is hereby given pursuant to the provisions of the Federal Power Act (16 U. S. C. 791-825r) that The Montana Power Company of Butte, Montana, licensee for Project No. 5, known as the Kerr power plant of the Flathead development, situated on the Flathead River and Flathead Lake, Montana, has applied for amendment of license for the project to provide for a second generating unit of approximately 77,000 horsepower, with appurtenant equipment, because the growth of the Company's load is such that additional capacity will soon be required. The change contemplated by the amendment will not affect the operating limits of the levels of Lake Flathead as now authorized by the license.

Any protest against the approval of this application or request for hearing thereon, with the reasons for such protest or request and the name and address of the party or parties so protesting or requesting, should be submitted on or before April 21, 1947, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 47-2448; Filed, Mar. 14, 1947; 8:45 a. m.]

[Docket No. G-867]

NORTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

MARCH 11, 1947.

Notice is hereby given that on February 24, 1947, Northern Natural Gas Company (Applicant), a Delaware corporation having its principal place of business at Omaha, Nebraska, and authorized to do business in the States of Texas, Oklahoma, Kansas, Nebraska, Iowa, Minnesota and South Dakota, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to construct and operate the following described facilities:

(1) 320 miles of 26-inch pipelines from Garden City, Kansas, to Palmyra, Nebraska.

(2) 47.34 miles of 24-inch loop line from northeast Palmyra, Nebraska, to Oakland, Iowa Compressor Station.

(3) 74.28 miles of 24-inch loop line from northeast of Oakland, Iowa, to Ogden, Iowa Compressor Station.

(4) 42.22 miles of 24-inch loop line from north of Ogden Compressor Station to the Ventura, Iowa Compressor Station.

(5) 41 miles of 24-inch (3d line) north of Ventura, Iowa.

(6) 39.45 miles of 24-inch loop line from north of Ventura, Iowa Compressor Station to Farmington, Minnesota Regulator Station.

(7) 17.3 miles of 20-inch loop line from Section 27–13–8 to Section 27–16–8, Saunders County, Nebraska.

(8) A new 10,000 hp. Compressor Station complete with auxiliaries, cooling tower, cooling coils, buildings, and other appurtenances to be located near Garden City, Kansas.

(9) A 3,900 hp. addition together with other appurtenances and equipment at the Palmyra, Nebraska, Compressor Station.

(10) A 2,700 hp. addition together with other appurtenances and equipment at the Oakland, Iowa, Compressor Station.

(11) An 800 hp. addition together with other appurtenances and equipment at the Ogden, Iowa, Compressor Station.

(12) An 800 hp. addition together with other appurtenances and equipment at the Ventura, Iowa, Compressor Station.

(13) A dehydration plant together with all necessary appurtenances and equipment to be located near Garden City, Kansas.

Applicant states that the proposed facilities are designed to increase its pipeline capacity from approximately 407,000,000 cubic feet per day, as covered by its application in Docket No. G–763, to a system capacity of approximately 580,000,000 cubic feet per day.

Applicant recites that the proposed facilities are necessary to provide sufficient pipeline capacity to enable it to adequately supply the firm gas needs in its markets north of its Clifton, Kansas, Compressor Station.

Applicant proposes to start construction of the proposed facilities as soon after they are certificated as materials and supplies can be obtained and contracts for construction entered into. Construction will be completed as rapidly thereafter as practicable.

Applicant recites that its presently committed gas reserves are presently estimated to be not less than 3.3 trillion cubic feet, and that such reserves are owned or controlled by Applicant under Gas Purchase Contracts and are located in the Texas Panhandle Gas Field, the Hugoton-Kansas Gas Field, and the Otis-Kansas Gas Field.

The estimated total over-all capital cost of the proposed facilities is $24,500,000. Applicant proposes to finance the proposed facilities in part out of its own general funds, with the balance to be provided through the issuance of additional debentures and through the issuance of additional common stock.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of the Commission's rules of practice and procedure and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such a request.

The application of Northern Natural Gas Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of the rules of practice and procedure (effective September 11, 1946), and shall set out clearly and concisely the facts from which the nature of the petitioner's or protestant's alleged right or interest can be determined. Petitions for intervention shall state fully and completely the grounds of the proposed intervention and the contentions of the petitioner in the proceeding, so as to advise the parties and the Commission as to the issues of fact or law to be raised or controverted, by admitting, denying, or explaining, specifically and in detail, each material allegation of fact or law asserted with respect to the application.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47–2449; Filed, Mar. 14, 1947; 8:45 a. m.]

[Docket No. G–874]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION

MARCH 11, 1947.

Notice is hereby given that on February 12, 1947, United Gas Pipe Line Company (Applicant), a Delaware corporation having its principal place of business at Shreveport, Louisiana, and authorized to do business in the states of Alabama, Louisiana, Mississippi and Texas, filed an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing Applicant to construct and operate the following facilities:

(1) Construct approximately 93 miles of 18-inch pipe line, and appurtenant facilities, beginning at a point in the Baxterville gas field in Marion County, Mississippi, and extending in an easterly direction to a point of connection with Applicant's Benton Junction-Mobile and Lirette-Mobile Transmission Lines at or near their junction (Whistler Junction) near the city of Mobile, Alabama.

(2) Remove approximately 8.3 miles of 12-inch pipe line on Applicant's Mobile-Pensacola Main Transmission Line, being that part of said line extending in an easterly direction approximately 8.3 miles from Whistler Junction, near Mobile, Alabama, and replace same with 16-inch pipe.

(3) Loop the present 6-inch tap line extending from Applicant's Mobile-Pensacola Main Line to the plant of Florida Pulp and Paper Company, near Cantonment, Florida, with approximately 3.5 miles of 8-inch pipe.

Applicant states that on July 2, 1946, the Federal Power Commission issued a certificate of public convenience and necessity to Applicant authorizing Applicant to construct (along with other projects set out therein) approximately 10.3 miles of 12¾-inch O. D. pipe line, and appurtenant facilities, including measuring equipment, beginning at a point in the Baxterville Field and extending in a westerly direction to a point of connection with Applicant's Bogalusa main transmission line at approximately mile post 51.4.

Applicant states that since the issuance of the certificate in Docket No. G–724, the demand for natural gas in the Mobile-Pensacola area of Applicant's "Jackson District Market" has increased very rapidly due to new customers secured by Applicant and increased requirements of its present customers; that if Applicant proceeded with the "Baxterville Project" as heretofore authorized the increased demand in the Mobile-Pensacola area could not be met without looping a large portion of the lines now serving that area; that Applicant believes it would be highly desirable and good operating practice to substitute the facilities described in the present application for the "Baxterville Project" heretofore authorized in Docket No. G–724.

Applicant estimates that the total gas reserves in the Baxterville Field are approximately 250 billion cubic feet, and states that it has a gas purchase contract with Gulf Refining Company covering an estimated 150 billion cubic feet of such reserves. Applicant estimates that the maximum daily delivery capacity from the wells to be connected under its contract with Gulf Refining Company will be in excess of 150,000 M. c. f., and states that additional delivery capacity will be available from wells of others with whom Applicant expects to make gas purchase contracts.

Applicant proposes to operate the 93 miles of 18-inch pipe line with an inlet pressure of approximately 650 pounds p. s. i. g., and with an outlet pressure of approximately 520 pounds p. s. i. g. With these pressures it is estimated that the 18-inch line will have a maximum capacity of approximately 77,000 M. c. f. per day. It proposes to increase the inlet pressure of its Mobile-Pensacola line from 300 pounds p. s. i. g. to 520 pounds p. s. i. g., and, with this increase in pressure through the new 16-inch line which will replace the existing 12-inch line extending eastward from Whistler Junction, it is estimated the capacity of the line will be increased from approximately 26,000 M. c. f. to approximately 49,000 M. c. f. Applicant proposes to increase delivery of gas to Florida Pulp and Paper Company from approximately 5000 M. c. f. to approximately 13,750 M. c. f. per day with the proposed 3.5 miles of 8-inch loop line extending from Applicant's Mobile-Pensacola main line to the plant of Florida Pulp and Paper Company near Cantonment, Florida.

The estimated overall capital cost of the proposed facilities is approximately $3,150,000, which Applicant proposes to finance from cash on hand, or, if necessary, to be borrowed by Applicant from its parent, United Gas Corporation.

Operation of the proposed facilities will be supervised by Applicant's Transmission Pipe Line Department.

Any interested State Commission is requested to notify the Federal Power

Commission whether the application should be considered under the cooperative provisions of the Commission's rules of practice and procedure, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

The application of United Gas Pipe Line Company is on file with the Commission and is open to public inspection. Any person desiring to be heard or to make any protest with reference to the application shall file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of publication of this notice in the FEDERAL REGISTER, a petition to intervene or protest. Such petition or protest shall conform to the requirements of the rules of practice and procedure (effective September 11, 1946), and shall set out clearly and concisely the facts from which the nature of the petitioner or protestant's alleged right or interest can be determined. Petitions for intervention shall state fully and completely the grounds of the proposed intervention and the contentions of the petitioner in the proceeding, so as to advise the parties and the Commission as to the issues of fact or law to be raised or controverted, by admitting, denying, or explaining specifically and in detail, each material allegation of fact or law asserted with respect to the application.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 47-2450; Filed, Mar. 14, 1947; 8:45 a. m.]

SECURITIES AND EXCHANGE COMMISSION

[File Nos. 54-120, 59-34]

NEW ENGLAND GAS AND ELECTRIC ASSN. ET AL.

ORDER GRANTING EXEMPTION ON COMPETITIVE BIDDING FOR STOCK AND RESERVING JURISDICTION ON OTHER POINTS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of March 1947.

In the matters of New England Gas and Electric Association, File No. 54-120; New England Gas and Electric Association et al., File No. 59-34.

The Commission, by Order dated February 11, 1947, approved the alternate plan for recapitalization of New England Gas and Electric Association ("New England") under section 11 (e) of the Public Utility Holding Company Act of 1935 and other applicable provisions thereof. Pursuant to the terms of its alternate plan which provides, among other things, for the retirement of New England's outstanding debentures in the principal amount of $34,998,500, New England will issue and sell $22,425,000 principal amount of collateral trust bonds and 77,625 cumulative convertible preferred shares having a dividend rate not in excess of 5%. Under the terms of the alternate plan 766,776 shares of new common will be allocated for distribution to holders of the outstanding $5.50 preferred shares at the rate of 8 new common shares for each share of preferred held. In order to provide New England with $4,312,500 of cash, needed by it (in addition to the proceeds from the sale of the new bonds and preferred shares) to carry out the terms of the plan, the holders of the outstanding $5.50 preferred shares will receive transferable rights to subscribe for 5 additional shares of new common (or a total of 479,235 shares) at $9 a share. Each holder of $5.50 preferred will also receive nontransferable rights to subscribe pro rata to not more than 20 additional common shares to the extent that the transferable rights are not exercised. The latter provision is designed to provide an additional means of raising the said $4,312,500 of cash in the event that the transferable rights are not fully subscribed. However, New England states that in order to provide complete assurance that the necessary cash will be obtained it is essential that a standby agreement be entered into for the purchase of the shares of common not subscribed for pursuant to the rights offering.

Under the terms of the alternate plan, the bonds will be sold at competitive bidding. Since the alternate plan is silent as to whether the new preferred shares will be sold at competitive bidding or by a negotiated sale the Commission, in approving the plan, reserved jurisdiction, among other things, to pass upon such matters. New England has now filed an amendment to its application under section 11 (e) requesting an exemption from the competitive bidding requirements of Rule U-50 with respect to the new preferred and unsubscribed for common shares.

New England in its amendment states that successful consummation of the alternate plan can be assured only by the granting to it of an exemption from Rule U-50 in the disposition of the preferred and common shares. The reasons, among others, for such exemption as set forth by New England may be summarized as follows:

1. New England has a debenture maturity in the principal amount of $13,206,000 on September 1, 1947 which if not provided for will accelerate its other debenture maturities of 1948, 1950, 1962 and 2031 in the additional aggregate principal amounts of $21,792,500;

2. New England is a Massachusetts voluntary association. Thus, as an incorporated issuer, some questions arise as to the marketability of its securities as a result of blue sky, insurance, etc., qualifications in certain jurisdictions making necessary more extensive preparation by the underwriter in seeking out the available markets than would otherwise be necessary;

3. Pursuant to the terms of its amended plan approved by the Commission on June 24, 1946, New England invited bids on Collateral Trust Bonds and common shares in August 1946 and on learning that in the then condition of the market no bids were to be received withdrew the invitation. In its peculiar situation and considering its imminent maturities, New England states that it must adopt that procedure most likely to assure consummation of its recapitalization and that repetition of the experience of last summer might be disastrous since it might preclude the possibility of subsequent successful sale of its securities by negotiation.

In the particular circumstances of this case, including the imminent maturities of New England's outstanding debentures and the consequent necessity for prompt consummation of the recapitalization of New England, and taking into account the nature of the issuer and the securities involved as well as the history of this reorganization, we conclude that it is appropriate in the public interest and in the interest of investors and consumers to grant New England's request for an exemption from the competitive bidding requirements of Rule U-50 with respect to the new preferred and common shares.

It is therefore ordered, Pursuant to the applicable provisions of the act, that the application for exemption from the competitive bidding requirements of Rule U-50 with respect to the proposed cumulative convertible preferred shares and common shares to be sold pursuant to the terms of the alternate plan, be, and hereby is, granted forthwith, subject to the terms and conditions and reservations of jurisdiction prescribed in the said order of February 11, 1947 approving the alternate plan, including the reservation of jurisdiction over the reasonableness of the price to be paid for the securities; the terms of the offering thereof; the underwriter's spread and the fees and expenses in connection therewith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-2416 Filed, Mar. 14, 1947; 8:46 a. m.]

[File No. 70-1475]

GENERAL PUBLIC UTILITIES CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of March 1947.

Notice is hereby given that an application-declaration, as amended, has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by General Public Utilities Corporation ("GPU"), a registered holding company. Applicant - declarant has designated sections 6, 7, 9, and 10 of the act as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than March 24, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said application-declaration, as amended, which he desires to

controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after March 24, 1947 said amended application-declaration, as filed or as further amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application-declaration, as amended, which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

1. GPU requests authority to acquire not more than 479,235 new common shares ($8.00 par value per share) of New England Gas and Electric Association ("Negas"), a registered holding company, pursuant to the provisions of the Alternate Plan of Recapitalization of Negas ("Alternate Plan") which was approved by this Commission on February 11, 1947 and as to which an application seeking enforcement has been filed with the United States District Court for the District of Massachusetts. The alternate plan provides, among other things, that GPU, as the holder of 23,744 shares of the $5.50 preferred shares of Negas now outstanding, shall have the right to receive (a) transferable rights to subscribe at $9.00 per share, for 118,720 of the new common shares of Negas, and (b) non-transferable rights to subscribe, at $9.00 per share, for such new common shares of Negas as shall not have been taken up by the exercise of the transferable subscription rights by holders of the $5.50 preferred shares. The maximum number of such new common shares which GPU might acquire pursuant to the exercise of its non-transferable rights is 360,515.

2. (a) GPU proposes to issue and sell to commercial banking institutions unsecured promissory notes in an aggregate principal amount which will not exceed $9,600,000. The proceeds of such issuance and sale are to be used (i) in an amount not to exceed $4,300,000 for the acquisition of not more than 479,235 new common shares of Negas as set forth above, and (ii) in an amount of $2,000,000 to repay a bank borrowing in like principal amount, and (iii) in an amount of $3,300,000 partially to reimburse the treasury of GPU for net capital contributions of $10,500,000 made by it to its subsidiaries since June 1, 1946.

(b) An aggregate principal amount of $3,000,000 of such promissory notes will bear interest at the rate of 1½% per annum and will mature on December 15, 1947. The remaining principal amount of such notes will bear interest at the rate of 1¾% per annum and will mature one year after the date of issuance; however, the loan agreement with respect to the latter notes provides for successive one-year extensions, with the consent of this Commission, on terms which will require their equal annual amortization over a total period of five years. The loan agreement securing such promissory notes will provide, among other things, (i) that any amounts which may ultimately be received by GPU as the result of certain cash payments made by Negas pursuant to the provisions of the Alternate Plan (expected to aggregate approximately $1,900,000) will be applied against the latest maturing promissory notes, and (ii) that the net proceeds of the sale of any or all of the new common shares of Negas received by GPU pursuant to the exercise of its subscription rights, or otherwise, will be applied to the payment of the first maturing promissory notes.

3. GPU stipulates that, if the Commission approves and permits to become effective the application-declaration, as amended, it will dispose of such new common shares of Negas as it will acquire pursuant to said order within a period of one year from the date of acquisition or within such additional period as the Commission may approve.

Applicant-declarant states that the proposed transactions are not subject to the approval of any Commission other than this Commission.

Applicant-declarant requests that the date of issuance and effectiveness of the Commission's order be not later than March 25, 1947.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2417; Filed, Mar. 14, 1947; 8:46 a. m.]

[File Nos. 52-24, 70-1258]

MIDLAND REALIZATION CO. ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION OVER SALES PRICES AND FEES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of March 1947.

In the matters of Midland Realization Company, Midland Utilities Company, File No. 52-24; The Middle West Corporation, File No. 70-1258.

The Commission having by its order of July 17, 1946, granted and permitted to become effective applications-declarations filed by Midland Realization Company ("Realization"), a registered holding company, its subsidiary, Midland Utilities Company ("Utilities"), also a registered holding company, and by The Middle West Corporation ("Middle West"), also a registered holding company, relating, among other things, to the disposition by competitive bidding pursuant to the provisions of Rule U-50 of 182,094 shares held by Realization, 54,417 shares held by Utilities, and 146,923 shares held by Middle West, of the no par value common stock of Northern Indiana Public Service Company ("Northern Indiana"), subject to a reservation of jurisdiction, among other things, over the terms of the invitation for bids, the form of bid and stock purchase agreement, the price to be received, the underwriters' spread and its allocation, and over the fees and expenses of independent counsel for prospective underwriters; and

The Commission having, on February 25, 1947, entered an order releasing jurisdiction with respect to the terms of the invitation for bids, the form of bid and stock purchase agreement; and

Applicants-declarants having filed a further amendment stating that in accordance with the order of the Commission dated February 25, 1947, applicants-declarants have offered the said common stock of Northern Indiana for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids have been received:

Bidder	*Price per share to applicants*
Blyth & Co., Inc.	$17.79
The First Boston Corp.; Central Republic Co. (Inc.)	17.07
Stone & Webster Securities Corp.; Harriman Ripley & Co., Inc.	16.55

Said amendment further stating that applicants-declarants have accepted the bid of Blyth & Co., Inc., as set forth above, and that the said no par value common stock of Northern Indiana will be offered for sale to the public at a price of $18.75 per share, resulting in an underwriters' spread of $0.96 per share; and

Isham, Lincoln & Beal, as independent counsel for prospective bidders, having filed a statement with respect to the nature of the services performed by them in connection with their requested fee of $8,500 and expenses not to exceed $1,000; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the price to be received for said no par value common stock of Northern Indiana, the underwriters' spread and its allocation; and

It appearing that the proposed legal fees and expenses of Isham, Lincoln & Beale, as counsel for prospective underwriters, are for necessary services and are not unreasonable:

It is ordered, That the jurisdiction heretofore reserved over the price to be received for said no par value common stock of Northern Indiana, the underwriters' spread and its allocation be, and the same hereby is, released, and the said applications and declarations, as further amended, be, and the same hereby are, granted and permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved over all legal fees and expenses of counsel for prospective underwriters, be, and the same hereby is, released, and that the jurisdiction heretofore reserved with respect to all other matters specified in said order of July 17, 1946, be, and the same hereby is, in all respects continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2418; Filed, Mar. 14, 1947; 8:46 a. m.]

[File No. 7-976]

CERTAIN-TEED PRODUCTS CORP.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March A. D. 1947.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Common Stock, $1.00 Par Value, of Certain-Teed Products Corporation, a security listed and registered on the Los Angeles Stock Exchange and New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Philadelphia, Pennsylvania.

Notice is hereby given that, upon request of any interested person received prior to March 25, 1947, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Philadelphia, Pennsylvania. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2420; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 70-1467]

NEW HAVEN GAS LIGHT CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of March 1947.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 ("Act") by the New Haven Gas Light Company ("New Haven"), a subsidiary of The United Gas Improvement Company, a registered holding company. Applicant has designated section 6 (b) of the act and Rule U-50 promulgated thereunder as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than March 24, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request, the nature of his interest and the issues of fact or law raised by said application which he desires to controvert, or may request that he be notified if the Commission should order a hearing thereon. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. At any time after March 24, 1947 said application, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated under the act, or the Commission may exempt such transaction as provided in rule U-20 (a) and Rule U-100 thereof.

All interested persons are referred to said application which is on file in the offices of this Commission for a statement of the transaction therein proposed, which is summarized as follows:

New Haven proposes to issue and sell for cash at principal amount to eight savings banks an aggregate of $2,000,000 principal amount of 2⅝% First Mortgage Bonds, Due May 1, 1972. The net proceeds of the sale of the bonds are to be used to provide funds for increased production and storage facilities and other necessary capital expenditures.

Applicant requests that the Commission exempt the issue and sale from the competitive bidding requirements of Rule U-50 for reasons set forth in the application.

Applicant states that the transaction is subject to the approval of the Connecticut Public Utilities Commission a copy of which approval will be filed by amendment.

The applicant requests t at the Commission's order granting the application become effective not later than March 26, 1947.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2419; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 7-977]

CHICAGO AND NORTH WESTERN RAILWAY CO.

NOTICE OF APPLICATION FOR UNLISTED TRADING PRIVILEGES, AND OF OPPORTUNITY FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March A. D. 1947.

The Boston Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 thereunder, has made application for unlisted trading privileges in the Voting Trust Certificates for Common Stock, No Par Value, of Chicago and North Western Railway Company, a security listed and registered on the Chicago Stock Exchange and New York Stock Exchange.

Rule X-12F-1 provides that the applicant shall furnish a copy of the application to the issuer and to every exchange on which the security is listed or already admitted to unlisted trading privileges. The application is available for public inspection at the Commission's principal office in Philadelphia, Pennsylvania.

Notice is hereby given that, upon request of any interested person received prior to March 25, 1947, the Commission will set this matter down for hearing. In addition, any interested person may submit his views or any additional facts bearing on this application by means of a letter addressed to the Secretary of the Securities and Exchange Commission, Philadelphia, Pennsylvania. If no one requests a hearing on this matter, this application will be determined by order of the Commission on the basis of the facts stated in the application, and other information contained in the official file of the Commission pertaining to this matter.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2421; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 70-1470]

THE UNITED GAS IMPROVEMENT CO., AND LEBANON VALLEY GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of March 1947.

Notice is hereby given that a joint declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company ("U. G. I."), a registered holding company, and its public utility subsidiary, Lebanon Valley Gas Company ("Lebanon"). Declarants designate section 12 of the act and Rules U-23, U-24, U-42 and U-45 promulgated thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than March 21, 1947, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the nature of his interest, the reasons for such request and the issues, if any, of fact or law raised by said declaration proposed to be controverted, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized below:

U. G. I., the holder of all but 4 shares of the common stock of Lebanon, will make a capital contribution to Lebanon

of $349,210, which will be credited on Lebanon's books to capital surplus. Lebanon will use the cash thus received, together with treasury cash, to (a) redeem, on April 30, 1947, its presently outstanding 3,158 shares of 6% Preferred Stock, par value $50, at the redemption price of $55 per share plus unpaid and accrued dividends; and (b) redeem, on September 1, 1947, all of the presently outstanding $300,000 principal amount of First Mortgage 5% Bonds assumed by Lebanon, at the redemption price of 105% of the principal amount plus accrued interest.

Lebanon also proposes to write off, pursuant to an order of the Pennsylvania Public Utility Commission, $629,928.31 of utility plant adjustments by charging $80,805.89 to reserve for depreciation, renewals and replacements, $199,912.42 to earned surplus as of December 31, 1946, and $349,210 to capital surplus to be created as set forth above. The premium to be paid on the redemption of the Preferred Stock and bonds will be charged to earned surplus since January 1, 1947.

The declarants request that the Commission's order be issued herein on or before March 26, 1947, and become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2422; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 70-1312]

STANDARD GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of March 1947.

Standard Gas and Electric Company, a registered holding company, has filed a declaration and amendments thereto pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, regarding the proposed sale, pursuant to the competitive bidding requirements of Rule U-50, of 140,614 shares (representing 56.42% of the presently outstanding 249,233 shares) of common stock, without par value, of Mountain States Power Company, a Delaware corporation, owned by Standard Gas and Electric Company, and the application of the net proceeds from said sale toward the payment of interest and principal on its promissory notes dated April 10, 1946, issued to banks under the Bank Loan Agreement of declarant, dated December 21, 1945, as later amended (copies of which are on file with the Commission, File No. 70-1211).

The Commission having by order dated December 12, 1946, permitted said amended declaration to become effective, except as to the price to be paid for the purchase of said common stock, the underwriters' spread and their allocation, as to which matters jurisdiction was reserved; and the Commission having by Supplemental Order dated February 26, 1947 granted an extension of time within which declarant may consummate said sale under the provisions of said order dated December 12, 1946; and

Standard Gas and Electric Company having filed a further amendment to its declaration, as amended, in which it is stated that, in accordance with the permission granted by said orders of the Commission dated December 12, 1946, and February 26, 1947, it has offered such common stock for sale pursuant to the competitive bidding requirements of Rule U-50 and on March 10, 1947, has received the following bids per share:

Syndicate headed by:	*Price to company*
Blyth & Co., Inc.	$32.29
Harriman Ripley & Co., Inc.	32.07
Kidder, Peabody & Co.	31.61

Said amendment having further set forth that Standard Gas and Electric Company has accepted the bid of the syndicate headed by Blyth & Co., Inc., for the purchase of said common stock, as set out above, and that the successful bidder will offer said common stock for sale to the public at a price of $34.50 per share, resulting in an underwriters' spread of $2.21 per share; and

The Commission having examined the record in the light of said amendment, and finding no basis for imposing terms and conditions with respect to the price to be paid for said common stock or the underwriters' spread and their allocation;

It is ordered, That jurisdiction heretofore reserved over the price to be paid for said common stock and the underwriters' spread and their allocation be, and the same hereby is, released, and the said declaration, as further amended, be, and the same hereby is permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2423; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 70-1432]

NORTH AMERICAN CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March 1947.

The North American Company, a registered holding company, having filed an application and declaration, and amendments thereto, pursuant to sections 6 (a), 7, 12 (c) and 12 (d) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-44 and U-50 promulgated thereunder with respect to the issuance to its stockholders of transferable Purchase Warrants, in registered form, entitling such stockholders to purchase an aggregate of 1,714,525 shares of Common Stock of The Cleveland Electric Illuminating Company, presently held by The North American Company, at the rate of one-fifth of a share of such Common Stock at the price of $15 per share for such Common Stock for each share held of Common Stock of The North American Company, and to the sale and distribution of Common Stock of The Cleveland Electric Illuminating Company represented by unexercised Purchase Warrants, the net proceeds of such sales to be applied to the prepayment without premium of outstanding Bank Loan Notes of The North American Company; and

The North American Company having requested that the aforesaid sale of Common Stock of The Cleveland Electric Illuminating Company be exempt from the competitive bidding requirements of Rule U-50, and that said application and declaration be granted and be permitted to become effective forthwith; and

The North American Company having requested that the Commission's order herein conform to the requirements of Supplement R of Chapter 1 and section 1808 (f) of Chapter 11 of the Internal Revenue Code, as amended; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That said application and declaration, as amended, of The North American Company be, and the same hereby are, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed by Rule U-24, and subject further to the following condition:

That any sale of unsubscribed shares of Common Stock of The Cleveland Electric Illuminating Company represented by unexercised Purchase Warrants be made by The North American Company on the New York Stock Exchange, subject to modification of this condition upon application by The North American Company and further order of this Commission in this proceeding.

It is further ordered, That jurisdiction is hereby reserved to consider and pass upon any issues which may arise in the event that there should be fixed a record date for the determination of holders entitled to dividends on the Common Stock of The Cleveland Electric Illuminating Company prior to the expiration of the period of offering such Common Stock for sale through Purchase Warrants.

It is further ordered and recited and the Commission finds, That the proposed issuance and distribution by The North American Company of the aforesaid Warrants to its stockholders, the proposed sales and transfers by The North American Company to its stockholders and to others of the 1,714,525 shares of the common stock of The Cleveland Electric Illuminating Company (represented by certificates numbered NC 2980 to 2990, inclusive, NC 2992 to 3501, inclusive, NC 4108 to 4116, inclusive, NCB 98 to 108, inclusive, NCB 110 to 368, inclusive, NCB

384 to 388, inclusive, NCB 404, NCB 425 to 438, inclusive, NCB 453, NCB 467, NCB 469 to 471, inclusive, NCB 473, and NCO 8466 to 8470, inclusive), the proposed expenditure by The North American Company of the proceeds of such sales in payment of its Bank Loan Notes, and the proposed distribution and transfer of any such shares and cash to holders of unexercised Warrants following their expiration, all as authorized or permitted by this order, are necessary or appropriate to the integration or simplification of the holding company system of which The North American Company is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 47-2424; Filed, Mar. 14, 1947; 8:47 a. m.]

[File No. 59-15]

NEW ENGLAND PUBLIC SERVICE CO.

MEMORANDUM OPINION AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 11th day of March A. D. 1947.

We have before us for consideration and disposition separate motions filed by Harry C. Blatchley and Allen L. Goldfine, which in effect request modification or vacation of our findings, opinion and order of October 11, 1945, issued pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, which approved, subject to the approval of the United States District Court for the District of Maine, a plan of reorganization for New England Public Service Company ("NEPSCO") involving a sale by NEPSCO of its interests in certain industrial subsidiaries to Coffin & Burr, Incorporated and The First Boston Corporation ("Burr-Boston") for the sum of $16,500,000 in cash. Blatchley owns 30 shares of the prior lien preferred stock of NEPSCO. Goldfine owns no stock, and his standing, if any, is predicated on his desire to bid for NEPSCO's interest in the properties sold.

The Blatchley motion alleges that the sale of the non-utility assets of NEPSCO was not fair and equitable to the persons affected by such plan within the meaning of section 11 (e) of the Public Utility Holding Company Act of 1935; that the consideration was inadequate; that the management of NEPSCO failed to perform its responsibilities to security holders, including the charges that various key officials of NEPSCO had a certain pecuniary interest in selling the assets to Burr-Boston and to no other group; and that in various respects, full disclosure was not made to the Commission. The prayer of the Blatchley motion is that the Commission "make and enter findings of fact and conclusions of law in accordance with the foregoing and take such action as it may deem appropriate to amend or rescind its order, findings of fact and conclusions of law heretofore made, to cause the appointment of a Trustee to assist and collect for the benefit of NEPSCO security holders in the causes of action referred to above, or otherwise to permit prosecution for the benefit of NEPSCO security holders of the causes of action which arise from the transactions in connection with NEPSCO's plan."

The Goldfine motion makes substantial similar allegations, but its prayer for relief is solely that the plan be set aside and the properties again be made subject to bidding.

In order to examine these motions in their present setting, it is necessary to recite in some detail certain events which occurred subsequent to the issuance of our findings, opinion and order on October 11, 1945. Shortly thereafter, and at the request of NEPSCO, we applied to the United States District Court for the District of Maine to enforce and carry out the plan. After appropriate notice, the application came on for a hearing before the District Court on October 25, 1945. At that time the representative of the Commission, as well as representatives of various groups of security holders requested the Court to approve the plan and order it carried out. Goldfine appeared by counsel and offered to bid $17,500,000. Goldfine had not appeared in the administrative proceedings before the Commission and the Court ruled that he was without standing to object to the sale. Blatchley had not appeared in the administrative proceedings and did not appear before the District Court. On the same day the Court entered an order approving the plan and ordering it carried out.

Subsequently, Blatchley and Goldfine filed petitions to review the Commission's order of October 11, 1945, and appeals from the District Court's order of October 25, 1945, in the United States Circuit Court of Appeals for the First Circuit. While these petitions for review and appeals were still pending, and on June 13, 1946, Blatchley filed in the District Court (1) a petition in the nature of a bill of review, and (2) a petition for leave to file the same and making charges similar to those contained in his motion now under consideration.

The bill of review and petition for leave to file the same came on for a hearing before the District Court on July 10, 1946. On this date we filed a cross-motion in which Blatchley orally joined, asking that the District Court:

(1) Remit to the Commission for preliminary consideration at a hearing before it the petition by Harry C. Blatchley in the nature of a bill of review and the petition for leave to file the same;

(2) That the Commission be authorized, insofar as authority of this Court is necessary therefor, to inquire into the new matters therein alleged and as to whether there are any other new matters making it fair and equitable that there be a modification of the order of the Commission dated October 11, 1945 and the order of this Court dated October 25, 1945;

(3) That the Commission be authorized to modify or supplement its findings as to the facts in respect of the plan which accompanied the Commission's order of October 11, 1945 by reason of such additional evidence as may be adduced at said hearing before the Commission; and

(4) That the Commission be authorized to file with this Court its modified or new findings and its recommendation, if any, for the modification or setting aside of its original order and the original order of this Court.

At the conclusion of the hearing on July 10, 1946, the District Court denied the Commission's cross-motion, which has been joined in by Blatchley. This ruling was later embodied in a formal order entered August 8, 1946. The District Court indicated, however, that it would have no objection to the Commission making such investigation as it deemed appropriate,[1] but stated that it would treat any report filed by the Commission as advisory only. The Court indicated that it would hear evidence on the petition in the nature of a bill of review and set the matter down for hearing on a day certain. Subsequently, the District Court, in view of the action thereafter taken by Blatchley, in the Circuit Court of Appeals for the First Circuit, continued the matter generally. The petition in the nature of a bill of review and the petition for leave to file the same are still pending in the District Court, no interested party having requested that they be called up for hearing.

On August 8, 1946, Blatchley filed a notice of appeal from the District Court's order of July 10, 1946, denying the motion to remit the petition in the nature of a bill of review to the Commission, to the Circuit Court of Appeals for the First Circuit, and on September 11, 1946, filed in the same Court a petition for leave to file a petition for a writ of mandamus directed to the District Judge to require him to remit the bill of review to the Commission for the taking of testimony and the making of such recommendations and modifications of the Commission's findings of October 11, 1945, as might seem appropriate.

The petition for a writ of mandamus and Blatchley's appeal from the District Court's order of July 10, 1946, together with the petitions to review the Commission's order of October 11, 1945, and the appeals from the District Court's order of October 25, 1945, theretofore filed by Blatchley and Goldfine, were heard together in the Circuit Court of Appeals. In that Court the Commission, as well as other respondents, urged that the Court could not properly entertain either the petitions for direct review of the Commission order approving the plan or the appeal from the District Court's approval order dated October 25, 1945. The Commission also urged the remitting of the bill of review to the Commission for the taking of testimony. It took no position as to certain other procedural problems present in the case. By opinions filed on October 29, 1946, the Circuit Court of Appeals denied the petition for leave to file a petition for a writ of man-

[1] The Commission ordered, on July 23, 1946, a public investigation and public hearings were held in connection therewith. Previously, the Commission had conducted a private investigation, and the evidence taken in this prior private investigation was made part of the record of the public investigation.

damus, and dismissed the two petitions for review and the three appeals.[2]

In the mandamus matter, the Circuit Court of Appeals denied the application for leave to file upon the ground that it was not "the mandatory duty of the district court to remit the bill of review to the Commission for hearing thereon at this time."

Blatchley filed a petition for rehearing, which we in part supported. The petition for rehearing was denied on December 18, 1946.

While we have at all times taken a position at variance with the conclusion of the Circuit Court of Appeals on the propriety of remitting the bill of review to the Commission for the taking of testimony and for a possible modification of our findings, opinion and order of October 11, 1945, we consider it inappropriate, in view of the present status of the case and of the opinion of the Circuit Court of Appeals, to entertain the Blatchley motion on its merits. Accordingly, it will be dismissed without prejudice to its renewal at a later date if circumstances should so warrant. In the case of the Goldfine motion, we have at all times taken the position, and now find, that as a potential bidder only, and owning no stock, Goldfine is without standing to object to the sale of the NEPSCO assets. His motion is denied. Our determination, of course, involves no finding on the truth or falsity of the allegations and charges contained in the motions.

And to that effect it is so ordered.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 47-2425; Filed, Mar. 14, 1947; 8:47 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

AUTHORITY: 40 Stat. 411, 55 Stat. 839, Pub. Laws 322, 671, 79th Cong., 60 Stat. 50, 925; 50 U. S. C. and Supp. App. 1, 616; E. O. 9193, July 6, 1942, 3 CFR, Cum. Supp., E. O. 9567, June 8, 1945, 3 CFR, 1945 Supp., E. O. 9788, Oct. 14, 1946, 11 F. R. 11981.

[Vesting Order 8206]

KOTARO YAMAKAWA

In re: Cash owned by the personal representatives, heirs, next of kin, legatees and distributees of Kotaro Yamakawa, deceased.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Kotaro Yamakawa, deceased, who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Cash in the amount of $78.03, presently on deposit with the United States Treasury Department, Washington, District of Columbia, being a portion of funds deposited in a Trust Fund Account, Account No. 148881, Certificate of Deposit No. 1580, dated December 10, 1945, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the personal representatives, heirs, next of kin, legatees and distributees of Kotaro Yamakawa, deceased, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on February 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2456; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 8347]

FREDRICH ALBRECHT

In re: Fredrich (Friedrich) Albrecht, deceased. File D-28-9218; E. T. sec. 12016.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Franz Albrecht, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the Estate of Fredrich (Friedrich) Albrecht, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country, (Germany);

3. That such property is in the process of administration by Louis C. Albrecht, as Administrator w. w. a., acting under the judicial supervision of the County Court of McHenry County, North Dakota;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2457; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 8350]

JULIA KALIX

In re: Estate of Julia Kalix, deceased. File D-17-688; E. T. sec. 15614.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johan Kalix, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the person named in subparagraph 1 hereof in and to the estate of Julia Kalix, deceased, is property payable or deliverable to, or claimed by, the aforesaid national of a designated enemy country (Germany);

3. That such property is in the process of administration by Julia Pohl of Cleveland, Ohio, as executrix, acting under the judicial supervision of the Probate Court of Cuyahoga County, Ohio;

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as

[2] The two petitions for review were dismissed on the authority of Okin v. Securities and Exchange Commission, 145 F. (2d) 206 (C. C. A. 2, 1944) and Lownsbury v. Securities and Exchange Commission, 151 F. (2d) 217 (C. C. A. 3, 1945). The appeals of Blatchley and Goldfine from the District Court's order of October 25, 1945 were dismissed upon the ground, as stated by the Circuit Court of Appeals, that neither Blatchley nor Goldfine had a standing to appeal from the order enforcing the plan. Blatchley's appeal from the District Court's order of July 10, 1946 was dismissed upon the ground that the order appealed from was interlocutory in character and not appealable.

a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2458; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 7678, Amdt.]

FRANK N. OKUMURA

In re: Debt owing to and stock owned by Frank N. Okumura.

Vesting Order 7678, dated September 19, 1946, is hereby amended as follows and not otherwise:

By deleting clause b. from subparagraph 2 of said Vesting Order 7678, and substituting therefor the following:

b. Three hundred (300) shares of $1.00 par value common capital stock of Menasco Manufacturing Company, 805 East San Fernando Road, Burbank, California, a corporation organized under the laws of the State of California, evidenced by a certificate numbered B5270, and registered in the name of Frank N. Okumura, together with all declared and unpaid dividends thereon,

All other provisions of said Vesting Order 7678 and all actions taken by or on behalf of the Alien Property Custodian or the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 26, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2466; Filed, Mar. 14, 1947; 8:47 a. m.]

[Vesting Order 8399]

LOUISE KREIZNER

In re: Stock owned by Louise Kreizner. F-28-1792-D-1/4.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Louise Kreizner, whose last known address is Wiesbaden, Germany, is a resident of Germany and a national of a designated enemy country, Germany);

2. That the property described as follows: Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of Louise Kreizner, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 6, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

EXHIBIT A

Name and address of corporation	State of incorporation	Type of stock	Number of shares	Certificate No.
United States Steel Corp., 71 Broadway, New York, N. Y.	New Jersey	No par value common	41	J630713.
The Pennsylvania Railroad Co., Broad Street Station Building, Philadelphia, Pa.	Pennsylvania	$50 par value capital	2	N469833.
Union Pacific Railroad Co., 120 Broadway, New York, N. Y.	Utah	$100 par value capital	1	N470495.
Southern Pacific Co., 165 Broadway, New York, N. Y.	Kentucky	No par value common	4	A407791.
			61	F393678.

[F. R. Doc. 47-2464; Filed, Mar. 14, 1947; 8:46 a. m.]

[Dissolution Order 52]

SOUTH TEXAS COMPRESS CO.

Whereas, by Vesting Order No. 60, dated July 28, 1942 (7 F. R. 7044, September 5, 1942), and Vesting Order No. 765, dated January 25, 1943 (8 F. R. 2239, February 20, 1943), there were vested 2,980 of the 3,000 authorized shares of capital stock of South Texas Compress Company, a Texas corporation; and

Whereas, of the remaining 20 shares of authorized capital stock, 13 shares are held by the corporation as Treasury stock, 1 share has since vesting been transferred to the Alien Property Custodian by J. D. H. Talbot, the former owner, 5 shares are owned by Henry L. Seay, and 1 share by A. S. L. Toombs, both citizens of the United States; and

Whereas, South Texas Compress Company has been substantially liquidated,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Orders 9095, as amended, and 9788, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Attorney General of the United States may have for monies advanced or services rendered to or on behalf of the corporation; and

2. Finding that diligent efforts of the officers and directors of South Texas Compress Company have failed to reveal any additional persons having any claims against the corporation; and

3. Having determined that it is in the national interest of the United States that said corporation be dissolved and that its assets be distributed, and a certificate of dissolution having been issued by the Secretary of State of the State of Texas;

hereby orders that the officers and directors of South Texas Compress Company (to wit: Henry S. Sellin, President and Director, Stanley B. Reid, Vice President and Director, Robert Kramer, Secretary, Treasurer and Director, and their successors, or any of them) continue the proceedings for the dissolution of South Texas Compress Company; and

further orders that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

a. They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of the said corporation and the dissolution thereof; and

b. They shall then pay all known Federal, state and local taxes and fees owed by or accruing against the said corporation; and

c. They shall then pay such claim, if any, as the Attorney General of the United States may have for monies advanced or services rendered to or on behalf of the corporation; and

d. They shall then pay over, transfer, assign and deliver all of the funds and property remaining as a liquidating dividend in proportion to their interests as stockholders to Henry L. Seay, A. S. L. Toombs and the Attorney General of the United States; and

further orders, that nothing herein set forth shall be construed as prejudicing the right, under the laws of the State of Texas of any person who may have a claim against the said corporation to proceed against the said Henry L. Seay and A. S. L. Toombs, or either of them, as stockholders who shall have received a liquidating dividend; *Provided, however,* That nothing herein contained shall be construed as creating additional rights in such person; and

further orders, that nothing herein set forth shall be construed as prejudicing the rights under the Trading with the Enemy Act, as amended, of any person who may have a claim against the said corporation to file such claim with the Attorney General of the United States against any funds or property received by the Attorney General of the United States hereunder: *Provided, however,* That nothing herein contained shall be construed as creating additional rights in such person: *And provided further,* That any such claim shall be filed with or presented to the Attorney General of the United States within the time and in the form and manner prescribed for such claims by the Trading with the Enemy Act, as amended, and applicable regulations and orders issued pursuant thereto; and

further orders, that all actions taken and acts done by the officers and directors of South Texas Compress Company pursuant to this Order and the directions contained therein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 6th day of March 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2467; Filed, Mar. 14, 1947; 8:47 a. m.]

[Return Order 7]

JAMES P. ROBINSON

Having considered the claim set forth below and having approved the Vested Property Claims Committee's Determinations and Allowance [1] with respect thereto, which are incorporated by reference herein and filed herewith,

It is ordered, That the claimed property, described below and in the Determinations and Allowance, including all royalties accrued thereunder and all damages and profits recoverable for past infringement thereof, be returned as follows, after adequate provision for conservatory expenses:

Claimant and claim No.	Notice of intention to return published—	Property
James P. Robinson, San Francisco, Calif., Claim No. 5528.	11 F. R. 14732, Dec. 31, 1946.	Property described in the first paragraph of Vesting Order No. 1031 (8 F. R. 4207, April 2, 1943), relating to Patent Application Serial No. 388,441 (now U. S. Letters Patent No. 2,410,460), to the extent owned by claimant immediately prior to the vesting thereof.

Appropriate documents and papers effectuating this order will issue.

Executed at Washington, D. C., on March 12, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2470; Filed, Mar. 14, 1947; 8:47 a. m.]

[Vesting Order 8351]

UTARO KANEMOTO

In re: Estate of Utaro Kanemoto, also known as U. Kanemoto, deceased. File D-39-1516; E. T. sec. 2911.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Tsukasa Kanemoto, Itsuko Kanemoto, Takeo Kanemoto, Yasuko Kanemoto, Kunio Kanemoto, Nobuko Kanemoto, Yoshio Kanemoto and Yoshkiho Kanemoto, whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the sum of $929.36 was paid to Charles G. Johnson, State Treasurer of California by John Garibaldi, Administrator of the Estate of Utaro Kanemoto, also known as U. Kanemoto, deceased;

3. That the said sum of $929.36 is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

4. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2459; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 7130, Amdt.]

EXPORTKREDITBANK, A. G.

In re: Stock and bonds owned by Exportkreditbank, A. G., also known as Export Kredit Bank, Berlin. F-28-180-A-2.

Vesting Order 7130, dated July 16, 1946, is hereby amended as follows and not otherwise:

By deleting subparagraph 2-d of said Vesting Order 7130, and substituting therefor the following:

d. Trust Certificate No. 4195 issued by Seaboard Trust Co., Hoboken, New Jersey, a corporation organized under the laws of the State of New Jersey, registered in the name of Theresia Larch, % Export Kredit Bank, in the sum of $30.41, and presently in the custody of the Attorney General of the United States, together with any and all rights thereunder and thereto;

All other provisions of said Vesting Order 7130 and all actions taken by or on behalf of the Alien Property Custodian or the Attorney General of the United States in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on March 6, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2465; Filed, Mar. 14, 1947; 8:46 a. m.]

JOYCE NANASSY-MEGAY

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof

[1] Filed as part of the original document.

prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property and location
Joyce Nanassy-Megay, Montclair, N. J.	4321	$5,340.30 in the Treasury of the United States. Beneficial life interest of Joyce Nanassy-Megay under the testamentary trust of Wilbert Edward Stratton, New York, N. Y.; Trustee, the City Bank Farmers Trust Company, New York, N. Y.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2468; Filed, Mar. 14, 1947; 8:47 a. m.]

HERBERT RAYMOND LODER

NOTICE OF INTENTION TO RETURN VESTED PROPERTY

Pursuant to section 32 (f) of the Trading with the Enemy Act, as amended, notice is hereby given of intention to return, on or after 30 days from the date of publication hereof, the following property, subject to any increase or decrease resulting from the administration thereof prior to return, and after adequate provision for taxes and conservatory expenses:

Claimant	Claim No.	Property and location
Herbert Raymond Loder, Ridgewood, N. J.	4678	$5,776.36 in the Treasury of the United States. Beneficial life interest of Herbert Raymond Loder under the testamentary trust of Frances C. Selter, New York, N. Y.; Trustee, the City Bank Farmers Trust Company, New York, N. Y.

Executed at Washington, D. C., on March 11, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2469; Filed, Mar. 14, 1947; 8:47 a. m.]

[Vesting Order 8353]

OSCAR LINCK

In re: Oscar Linck, deceased. File No. D-28-10068; E. T. sec. 14316.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ludwig Wilhelm Theodore Leib, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the sum of $3,178.68 was paid to the Alien Property Custodian by Werner Stein, Administrator of the Estate of Oscar Linck, deceased;

3. That the said sum of $3,178.68 is presently in the possession of the Attorney General of the United States and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid national of a designated enemy county (Germany);

and it is hereby determined:

4. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Alien Property Custodian by acceptance thereof on September 10, 1946, pursuant to the Trading with the Enemy Act, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47-2460; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 8365]

HENRICH DROOFF ET AL.

In re: Stock owned by Henrich Drooff and others.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons listed in Exhibit A, attached hereto and by reference made a part hereof, each of whose last known address is Velbert, Rhineland, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Three hundred twenty-two (322) shares of $25 par value common capital stock of The Stanley Works, New Britain, Connecticut, a corporation organized under the laws of the State of Connecticut, evidenced by the certificates listed in Exhibit A, registered in the names of and owned by the persons listed therein in the amounts appearing opposite each name, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK.
Director.

EXHIBIT A

Name of registered owner	Certificate Nos.	Number of shares	File No.
Henrich Drooff	31801	10	F-28-8584-D-1.
	32506	10	
	33755	10	
	34900	50	
	35907	10	
	36579	10	
	37868	13	
	37869	12	
	44292	25	
	56234	25	
	36711	3	
	39158	1	
Josef Drooff	33265	5	F-28-8585-D-1.
	35215	7	
	37870	3	
	43347	12	
	45798	23	
Erick Furst	41708	2	F-28-5485-D-1.
Georg Giersen	35827	6	F-28-8089-D-1.
	38135	1	
	42278	6	
	44691	10	
Wilh. Kaiser	45908	10	F-28-23655-D-1.
Artur Scharwachter	45910	8	F-28-23656-D-1
Erich Schurhoff	34034	5	F-28-8689-D-1.
	35837	7	
	39727	3	
	42695	12	
	45693	23	

[F. R. Doc. 47-2463; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 8354]

JOHN LUDU

In re: Estate of John Ludu, deceased. D–57–456; E. T. sec. 15560.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Ludovica Candea, Moisa Ludu and Elena Ludu, whose last known address is Rumania, are residents of Rumania and nationals of a designated enemy country (Rumania);

2. That the sum of $573.63 was paid by James R. Whitesell, Administrator of the estate of John Ludu, deceased;

3. That the said sum of $573.63 was property payable or deliverable, or claimed by the aforesaid nationals of a designated enemy country, (Rumania);

4. That the said sum of $573.63 is presently in the possession of the Attorney General of the United States and was property in the process of administration by James R. Whitesell, Administrator of the Estate of John Ludu, deceased, acting under the judicial supervision of the Probate Court of Marion County, Indiana;

and it is hereby determined:

5. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Rumania).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property in the Attorney General of the United States by acceptance thereof on November 22, 1946, pursuant to the Trading with the Enemy Act, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47–2461; Filed, Mar. 14, 1947; 8:46 a. m.]

[Vesting Order 8363]

BECK & CO.

In re: Stock owned by Beck & Co. F–28–2066–D–1.

Under the authority of the Trading with the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Beck & Co., the last known address of which is Bremen, am Deich 49, Germany, is a corporation, partnership, association or other business organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: Five hundred (500) shares of no par value capital stock of Cerveceria Nacional Dominicana, Inc., 30 Rockefeller Plaza, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered 354/358 for one hundred (100) shares each, registered in the name of Beck & Co., together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 4, 1947.

For the Attorney General.

[SEAL] DONALD C. COOK,
Director.

[F. R. Doc. 47–2462; Filed, Mar. 14, 1947; 8:46 a. m.]